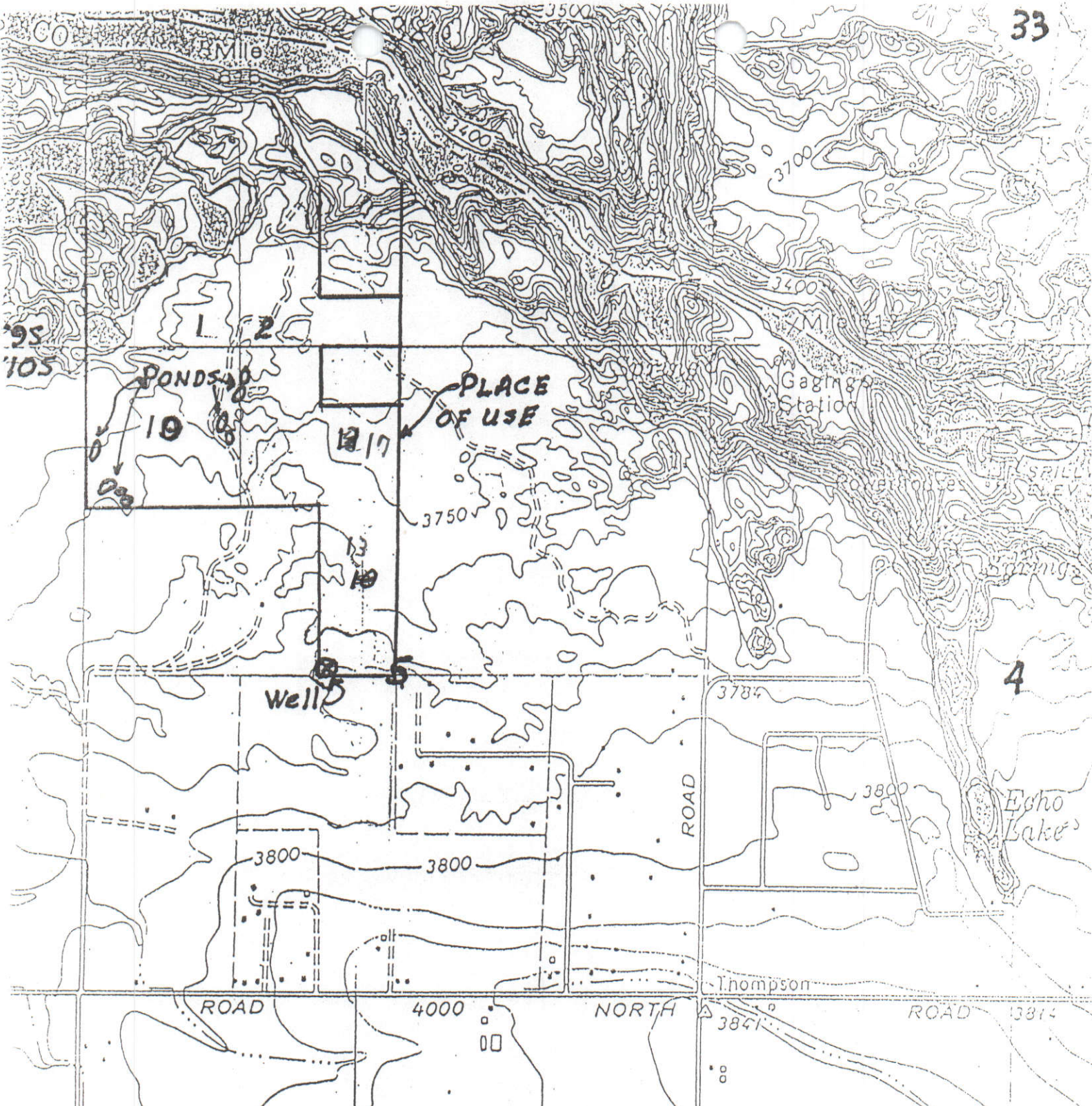




R 18E

C.E. Brockway

4/19/96

RECEIVED
OCT 10 1996

Department of Water Resources
Southern Region

T# 4834

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

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

Scale: 2 inches equal 1 mile

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

Signed this 19 day of May, 19 94.

Paul L. Saxton
Permit Holder

ACTION OF THE DEPARTMENT OF WATER RESOURCES

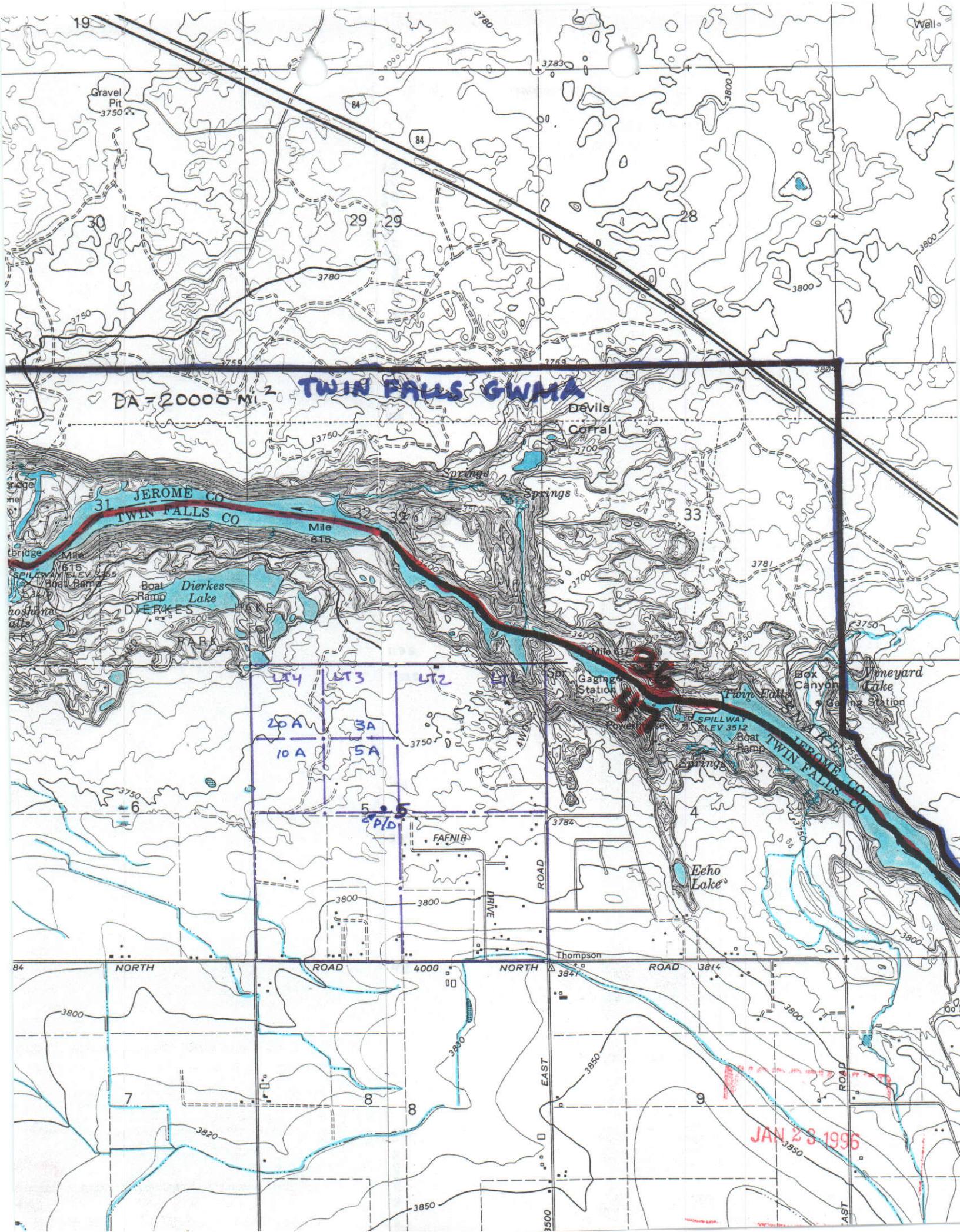
Preliminary check by J. E. Linton Publication prepared by MB Date 8/9/94
Published in Times News Publication dates 8/18 + 8/25/94

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

Witness my hand this 10th day of November, 19 94

L. Glen Saxton
SIGNATURE

JAN 23 1996



DA = 20000 MI 2 TWIN FALLS GWMA

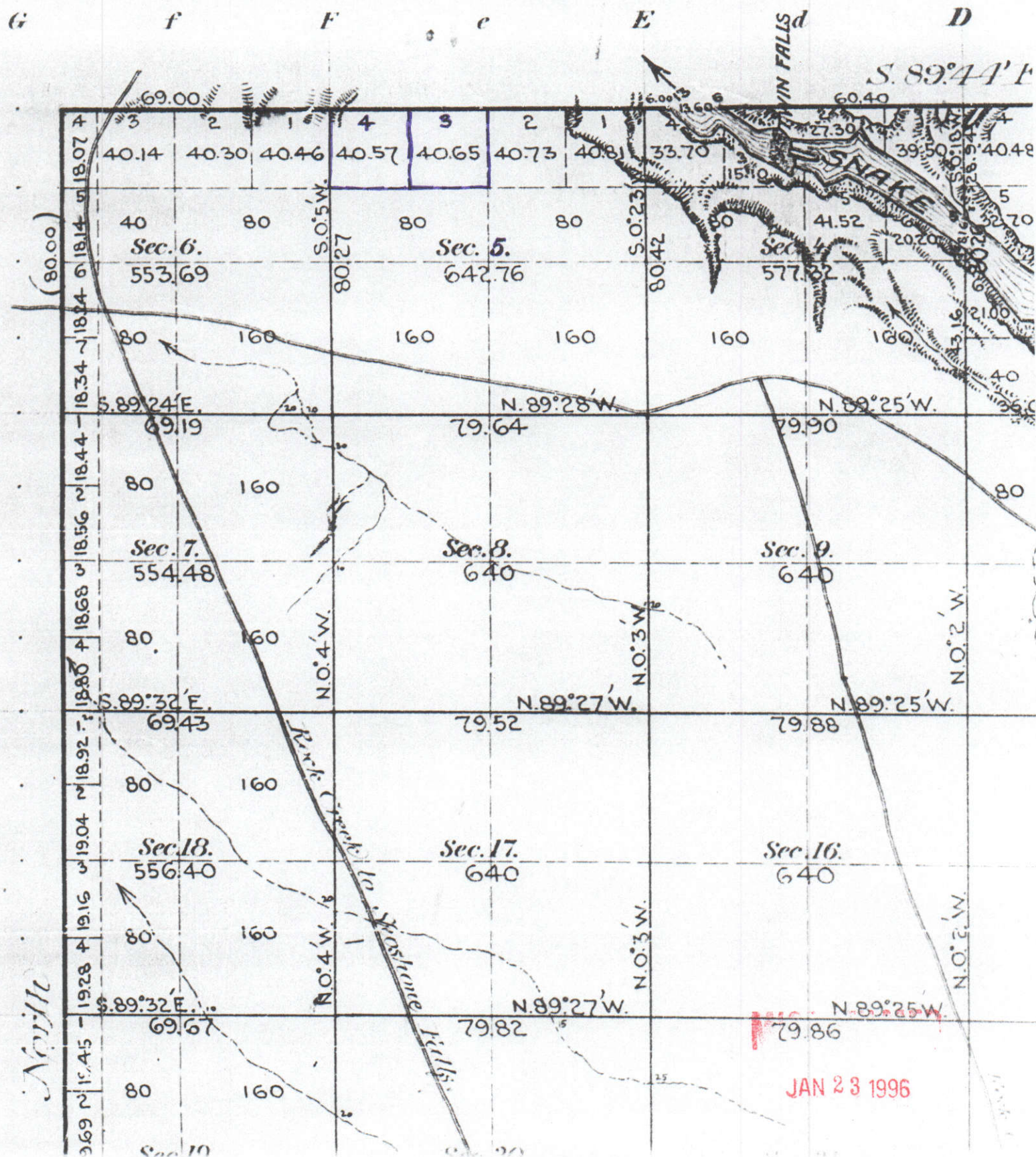
JEROME CO
TWIN FALLS CO

LT4 LT3 LT2
20A 3A
10A 5A

5
P/D

JAN 28 1996

Township N°10 South, Range N°18 East



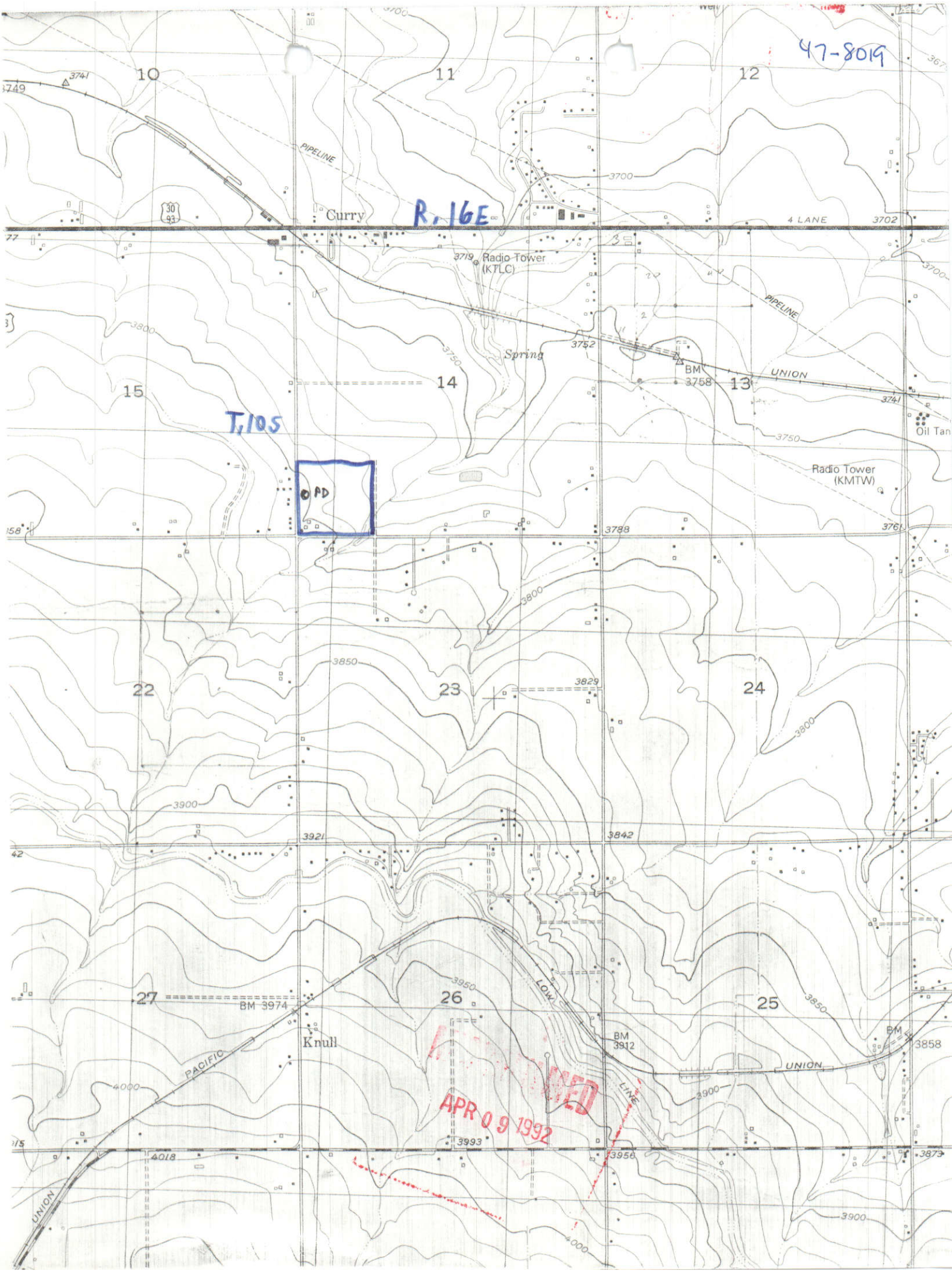
47-8019

R. 16E

T. 10S



APR 09 1992



NOTICE OF PROPOSED
CHANGE OF WATER
RIGHT

Notice is hereby given that
CARL STUTZMAN, 3502-
C N 3000 E; TWIN
FALLS ID 83301 has filed
a transfer application
pursuant to Section 42-222
of IDAHO CODE. The
purpose of Transfer No.
4834 is to change the nature
and period of use.

Water Right No. 47-08019
has a priority date of
11/5/1985. Water will be
diverted from groundwater
for irrigation (0.68 cfs) 4-1
to 10-31, all following uses
3-1 to 11-30, diversion to
storage (0.76 cfs), lake
level maintenance (4.7 afa),
recreation /aesthetic/fire
protection storage (10.7 afa)
within SE1/4NW1/4, S5,
T10S, R18E; Twin Falls
County for irrigation of 34
acres within a 43-acre
permissible place of use
within S1/2SW1/4, S32,
T9S, R18E; NW1/4, S5,
T10S, R18E. Recreation
storage and lake
maintenance uses also occur
within N1/2NW1/4, S5,
T10S, R18E. Use is
limited to 0.76 cfs and 152
afa.

Any protest against
approval of the proposed
changes must be filed with
the Department of Water
Resources, Southern
Region, 222 Shoshone
Street East, Twin Falls, ID
83301 together with a
protest fee of \$25.00 on or
before June 17, 1996. The
protestant must also send a
copy of the protest to the
applicant.

Karl J. Dreher, Director

Published in the Times
News on 5/30 & 6/6/96.

Affidavit of Publication

STATE OF IDAHO }
COUNTY OF TWIN FALLS } SS.

RECEIVED

JUN 27 1996 No. 28290

I, Donida Capps McSwine Department of Water Resources
Southern Region
and say that I am Principal 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 May 30, 19 96,
and ending with the issue dated June 6, 19 96.

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

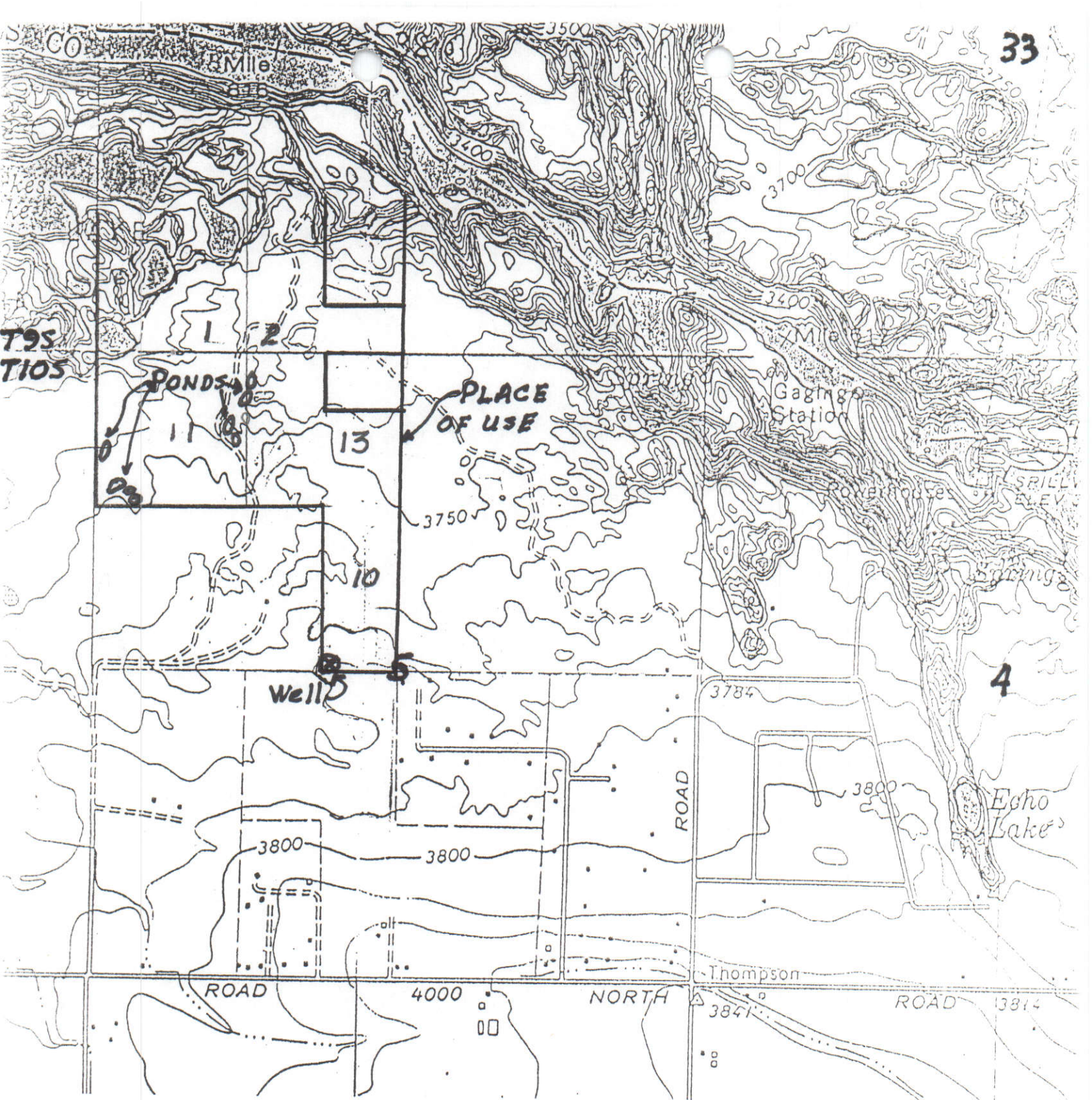
And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated
as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be
published weekly, will be published; and that at the head of the editorial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

STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 20 day of June in the year of 1996, before me,
a Notary Public, personally appeared Donida Capps McSwine,
known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly
sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

OK MB 6/20/96
6/20 OCT 1 0 1996

Sheva R. Feltman
Notary Public for Idaho
Residing at Twin Falls, Idaho.
My commission expires: 5/19/2000



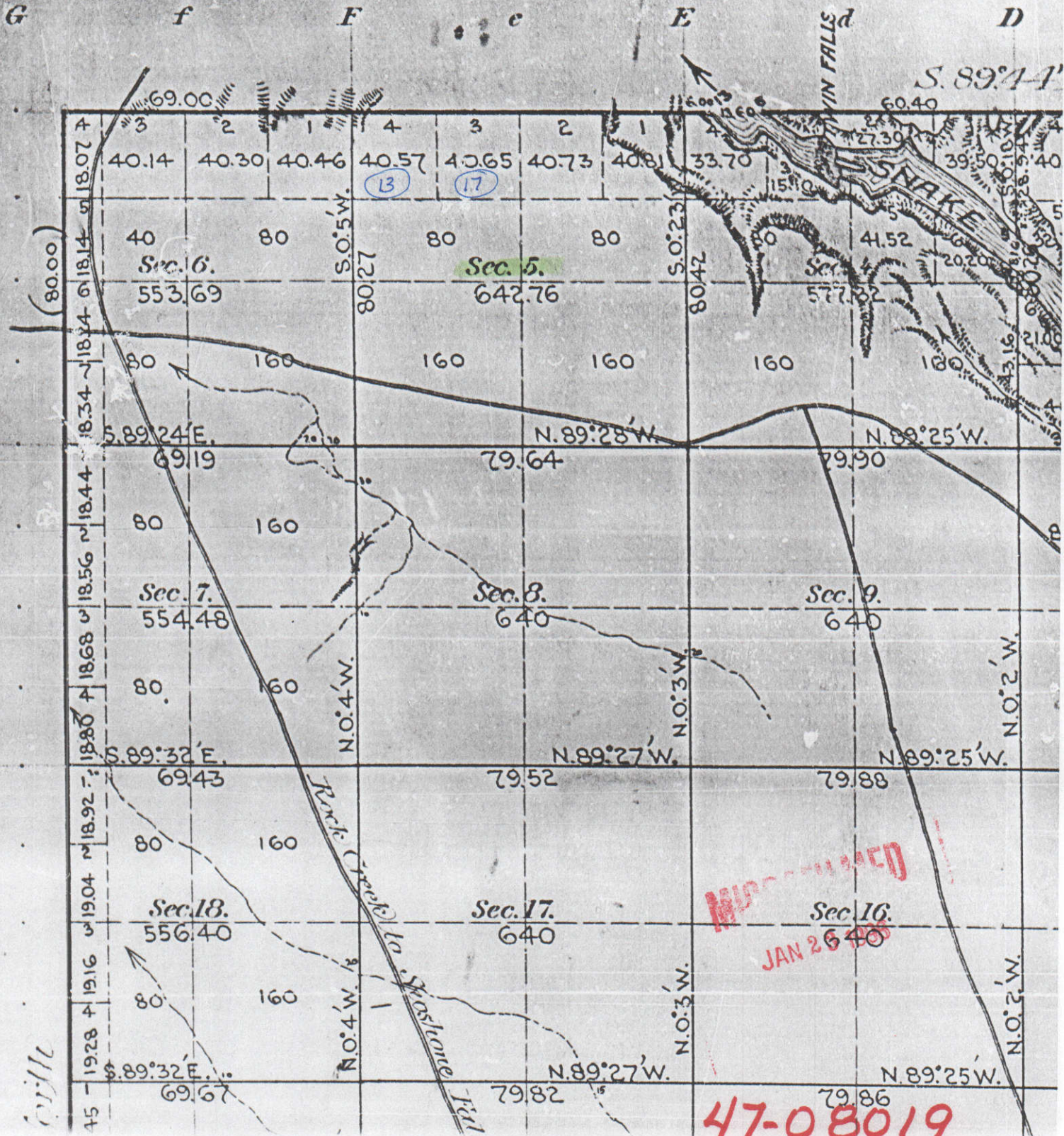
R 18E

C. E. Brockway
2/26/96

MICROFILM

OCT 10 1996

G f F c E Ed D



Stutzman 47-08019
Point of Diversion
and Place of Use



RECEIVED

MAY 31 1995

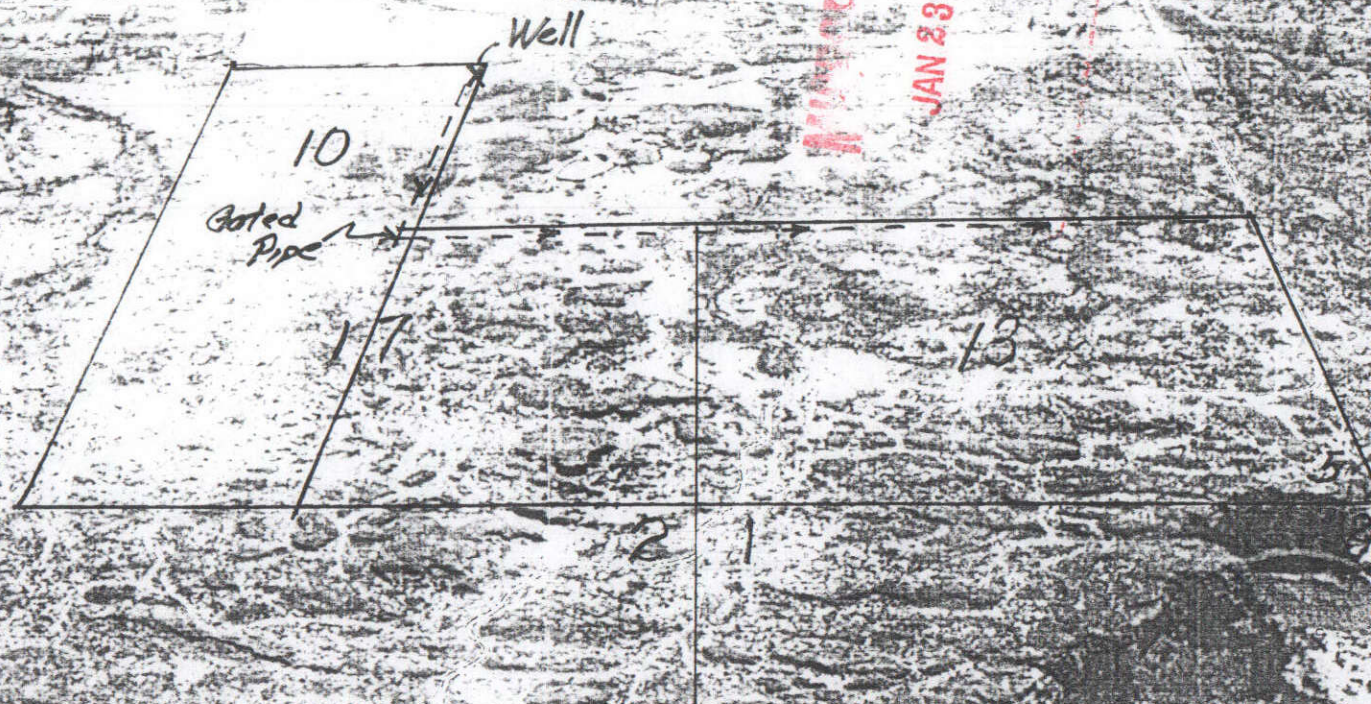
Department of Water Resources
Southern Region

R 18E

JAN 23 1996

C.E. Brockway
5/24/95

Stutzman 47-08019
Irrigated Area and
Point of Diversion



Dierke
Lo



Figure 1 Stutzman 47-08019 Well and 4 inch Pipe Discharging into Ditch



Figure 2 Stutzman 47-08019 Well with Submersible Pump

RECEIVED

MAY 31 1995

Department of Water Resources
Southern Region

JAN 23 1996



Figure 3 Stutzman 47-08019 Water Measurement with 45° Flume



Figure 4 Stutzman 47-08019 Four Inch Pipe from Well and Gated Pipe Distribution System

RECEIVED

MAY 31 1995

Department of Water Resources
Southern Region

JAN 23 1996



Figure 5 Stutzman 47-08019 Gated Pipe Distribution System



Figure 6 Stutzman 47-08019 Typical Irrigated Area

RECEIVED

MAY 31 1995

Department of Water Resources
Southern Region

JAN 23 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4834
WATER RIGHT NO. 47-08019

This is to certify that: **CARL STUTZMAN**
3502-C N 3000 E
TWIN FALLS ID 83301

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.68 CFS	136.0 AF
RECREATION STORAGE	03/01 to 11/30		10.7 AF
FIRE PROTECTION ST	03/01 to 11/30		10.7 AF
AESTHETIC STORAGE	03/01 to 11/30		10.7 AF
DIVERSION TO STORA	03/01 to 11/30	0.76 CFS	
	Totals	0.76 CFS	146.7 AF

SOURCE

GROUNDWATER

Priority: 11/05/1985

LOCATION OF POINT(S) OF DIVERSION:

SENW , Sec. 5, Township 10S, Range 18E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	18E	32	SWSW 1	SESW 2		3
10S	18E	5	Lot 3(NENW) 17	Lot 4(NWNW) 13	SENW 10	40
Total number of acres irrigated:						* 43

PLACE OF USE: RECREATION STORAGE, FIRE PROTECTION
STORAGE & AESTHETIC STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>
10S	18E	5	Lot 3(NENW)	Lot 4(NWNW)

RECORDED

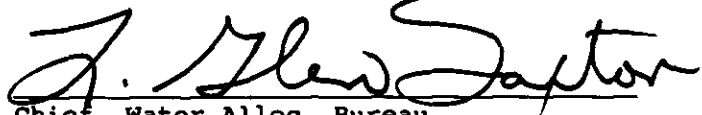
OCT 10 1996

TRANSFER NO. 4834
WATER RIGHT NO. 47-08019

CONDITIONS OF APPROVAL AND REMARKS

1. A totalizing measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
2. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
4. 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.
5. 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.
6. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
7. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
8. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
9. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
10. This approval authorizes an annual volume of water to fill the ponds and the amount required to replace losses through evaporation.
11. The combined ponds are limited to 10.7 af capacity and a total combined surface area not to exceed 1.7 acres.
- * 12. Right No. 47-08019 is limited to the irrigation of 34 acres in the place of use described above in a single irrigation season.

Dated this 7th day of October, 1996


Chief, Water Alloc. Bureau

OCT 10 1996

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	47-08019	Vernon E. Doshier Patricia M. Doshier	0.76
Full Assignment	47-08019	Carl Stutzman	0.76

MINNESOTA

JUL 26 1994

RECEIVED
No fee attached
APR 24 1996
CORRECTED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4834

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

REVISED

Department of Water Resources

Name Southern Region Carl Stutzman

Phone 208 733 2693

Post Office address 3502-C North 3000E Twin Falls, Idaho 83301

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point ☐ Change place of use
☒ Change nature of use ☒ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes To provide evaporative make up water and flow for ponds used for recreation and aesthetics and provide storage for fire protection. Ponds will be used as water features in connection with a rural subdivision.

*Corrected per telecon w/Chuck Brockway 4-24-96

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 47-08019 Priority Nov. 5, 1985 Amount (cfs/ac-ft) 0.68 cfs Nature of Use Irrigation Period of Use April 1 to Oct 31
4.7af Lake level maintenance March 1 to Nov. 30
0.76 cfs Pond make up March 1 to Nov. 30
10.7 af Div to storage March 1 to Nov. 30
Storage fire & rec/aes March 1 to Nov. 30
2. Total amount of water being transferred 0.76 cubic feet per second and/or 152 acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	SE	SE	NW	5	10S	18E	Twin Falls	

5. Lands irrigated or place of use: Permissible place of use not to exceed 34 acres per annum

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	18E	32											1	2					3
10S	18E	5					17	13	*	10									30 40 *
10S	18E	5					R5	R5											
							L3	L4											
							LM	LM											

Total acres 33 42 *

PART 1

6. General Information:

- a. Description of diversion system Well water is piped through buried pipes to gated pipe and two sets of ponds. Water is stored for recreation and aesthetics and provides water for filling fire trucks. Ponds will be unlined unless lining is necessary. Seepage from ponds recharges aquifer tributary to Snake River. Any return flow from ponds sinks into the basalts.

- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
 Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

- c. Describe the effect on the land now irrigated if the place of use is changed pursuant to this transfer:
Four(4) acres presently irrigated will be dried up to provide consumptive use for pond evaporative make up and initial storage

- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

OCT 10 1996

Witness my hand this _____ day of _____, 19____

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Water Right No. 47-08019

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.76 CFS	152.0 AF

SOURCE

GROUNDWATER

Priority: 11/05/1985

LOCATION OF POINT(S) OF DIVERSION:SENE , Sec. 5, Township 10S, Range 18E
TWIN FALLS CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	18E	32	SWSW 1	SESW 2		3
10S	18E	5	Lot 3(NENW) 17	Lot 4(NWNW) 13	SENE 10	40
Total number of acres irrigated:						*43

CONDITIONS/REMARKS:

- (R55) 1. 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.
- (R56) 2. 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.
- (R31) 3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
- 4.* This right is limited to the irrigation of 38 acres within the place of use described above in a single irrigation season.

RECORDED
OCT 10 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 47-08019 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☐ Tax notice

☒ Warranty Deed

☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date of priority November 5, 1985

5. Water is used for the following purpose:

amount 0.76 for Irrigation purposes from April 1 to October 31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.76 cubic feet per second and/or 152 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	SE	SE	NW	5	10S	18E	Twin Falls	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	18E	32					*						1	2					
10S	18E	5					1/4	1/4		10									40 *
							1/4	1/4											

Total acres 38 43 *

T # 4834

9. Describe any other water rights used for the same purpose as described above None

10-1-96

OCT 1 0 1996

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B and C)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

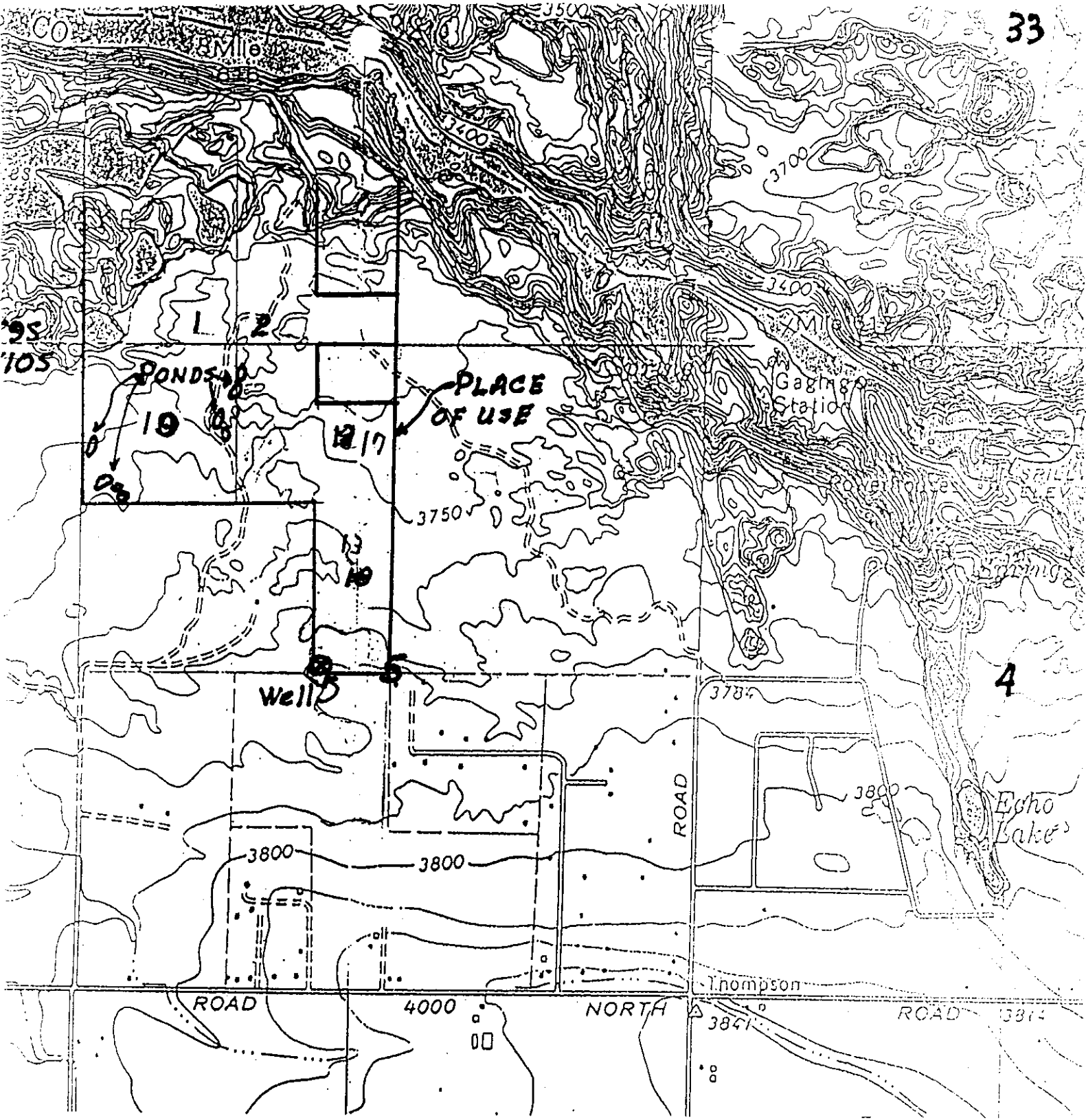
Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

MINNESOTA
OCT 1 0 1996



R 18E

C. E. Brockway

4/19/96

RECEIVED
OCT 10 1996

Department of Water Resources
Southern Region

T#4834

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

See Attached U.S. G.S. Quad Sheet

RECEIVED
OCT 10 1996

PART 3

B. CHANGES IN NATURE OF USE

- | 1. | New Nature of Use | Amount
(cfs/ac-ft) | Hours/days/year | Period of Use |
|----|-----------------------------------|-----------------------|-----------------|--------------------------------------|
| | <u>Recreation/Aesthetics</u> | <u>0.76</u> | <u>275 days</u> | <u>March 1</u> to <u>November 30</u> |
| | <u>Storage Pond vol/evap loss</u> | <u>15.4 ac-ft</u> | <u>275 days</u> | <u>March 1</u> to <u>November 30</u> |
2. Quantity and quality of return flows and location of discharge:
Surface return flow will not occur. Any excess from ponds or irrigation sinks into basalts and recharges aquifer.
3. Describe the effects on other water uses resulting from the proposed change:
Ponding and increased seepage will increase recharge to aquifer which will enhance inflow to Dierke's lake and Snake River

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 24th day of April, 19 96

(Signature of Applicant)

(Notary Public)

My commission expires Feb 16th 1998

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments

Received by MB Date 4/24/96 Protest filed by None

Prelim. check by AdM Fee \$100. 50/8884

Received by AdM Date 2-27-96

Published in Times News Copies of protest forwarded by _____

Pub. dates 5/30 + 6/6/96 Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for (1) Approval ! Denial

_____ rec'd. _____ by AdM

Copy of transfer sent to lien holder _____

0071 01996

MAKE CHECK PAYABLE TO:
TWIN FALLS COUNTY TREASURER
BONNIE BRUNING, BOX 88
TWIN FALLS, ID 83303-0088

TAX BILL/RECEIPT

PARCEL # RP10S18E052430A
CODE AREA 51-00
LAND 14,600

TAX YEAR 1995

BILL # 24796

TOT MV 14,600

TAX
PENALTY
INTEREST
COST
TOTAL

1ST HALF	2ND HALF	FULL
113.05 *	113.05	226.10

TOT ACS 5.040

STUTZMAN CARL L ET UX
& STUTZMAN KEN L ET UX
2029 MOUNTAIN VIEW CR
TWIN FALLS ID 83301

TAXING DISTRICT	RATE	AMOUNT
COUNTY	.004551069	66.44
COLLEGE SQ.ID	.001619314	23.64
SCHL DIST 414	.006882888	100.48
TWIN FALLS-HGWY	.001079298	15.76
ROCK CREEK FIRE	.001355646	19.78
AMOUNT DUE	.015488215	226.10

SEC 5 T 10 R 18
PRESCOTT ACRES
PARCEL 8 NW

508

3438

E

★ ★ ★ IMPORTANT ★ ★ ★

PLEASE READ BOTH FRONT AND BACK

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

pd. 12/8/95

OCT 10 1996

NO JANUARY
TAX AND PAY

any personal or
payable on
day following

may grant
of dis-
cussion

issued to the

S
&
2
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SE
PR
PA

508

PLEASE
PAYMENTS
APPLIED
TO AVOID
RECEIVING
KEEP
PER

HH

PAYABLE TO:
S COUNTY TREASURER
BRUNING, BOX 88
FALLS, ID 83303-0088

1ST HALF
113.83 *

2ND HALF
113.83

FULL
227.66

TAX
PENALTY
INTEREST
COST
TOTAL

STUTZMAN CARL L ET UX
& STUTZMAN KEN L ET UX
2029 MOUNTAIN VIEW CR
TWIN FALLS ID 83301

SEC 5 T 10 R 18
PRESCOTT ACRES
PARCEL 34 NW

534 3438 E

★ ★ ★ IMPORTANT ★ ★ ★

PLEASE READ BOTH FRONT AND BACK

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

TAX BILL/RECEIPT

PARCEL # RP10S18E054200
CODE AREA 51-0
LAND 14,70

TAX YEAR 1995 BILL # 24800

TOT MV 14,70

TOT ACS 5.05

TAXING DISTRICT	RATE	AMOUNT
COUNTY	.004551069	66.9
COLLEGE SO. ID	.001619314	23.8
SCHL DIST 414	.006882888	101.1
TWIN FALLS-HGWY	.001079298	15.8
ROCK CREEK FIRE	.001355646	19.9
AMOUNT DUE	.015488215	227.6

OCT 10 1996

and for payment on any personal, m...
and payable on the...
the

BEGINNING JANUARY
DELINQUENT TAX AND PEN

PAYABLE ID:
LS COUNTY TREASURER
BRUNING, BOX 88
FALLS, ID 83303-0088

TAX BILL/RECEIPT

PARCEL # RP10S18E054210A
CODE AREA 51-00
LAND 14,600

TAX YEAR 1995 BILL # 24801

TOT MV 14,600

1ST HALF 113.05 *
2ND HALF 113.05

FULL
226.10

TOT ACS 5.010

TAX
PENALTY
INTEREST
COST
TOTAL

STUTZMAN CARL L ET UX
& STUTZMAN KEN L ET UX
2029 MOUNTAIN VIEW CR
TWIN FALLS ID 83301

<u>TAXING DISTRICT</u>	<u>RATE</u>	<u>AMOUNT</u>
COUNTY	.004551069	66.44
COLLEGE SO.ID	.001619314	23.64
SCHL DIST 414	.006882888	100.48
TWIN FALLS-HGWY	.001079298	15.76
ROCK CREEK FIRE	.001355646	19.78
AMOUNT DUE	.015488215	226.10

SEC 5 T 10 R 18
PRESCOTT ACRES
PARCEL 18 NW

518 3438 E

★ ★ ★ IMPORTANT ★ ★ ★

PLEASE READ BOTH FRONT AND BACK

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-08019

Priority: November 5, 1985

Maximum Diversion Rate:

0.76 CFS

Maximum Diversion Volume:

152.0 AF

This is to certify, that CARL STUTZMAN
3502C N 3000 E

TWIN FALLS ID 83301 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 5, 1985; and has submitted Proof of Beneficial Use on May 31, 1995. An examination indicates that the works have a diversion capacity of 1.250 cfs of water from a GROUNDWATER 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	0.76 CFS	152.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SENW , Sec. 5, Township 10S, Range 18E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	18E	32	SWSW 1	SESW 2		3
10S	18E	5	Lot 3(NENW) 17	Lot 4(NWNW) 13	SENW 10	40

Total number of acres irrigated: 43

CONDITIONS OF APPROVAL AND 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 that 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 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.
6. 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.

JAN 23 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-08019

CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
8. This right is limited to the irrigation of 38 acres within the place of use described above in a single irrigation season.

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 16TH day of JANUARY, 1996.

Acting for  KARL J. DREHER, Director

JAN 23

State of Idaho
Department of Water Resources

RECEIVED

NOV 03 1995

Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 47-08019

Date of Priority: November 5, 1985

Maximum Diversion Rate: 0.76 CFS

Maximum Diversion Volume: 152.0 AF

Comes now

CARL STUTZMAN

3502C N 3000 E

TWIN FALLS ID 83301

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 47-08019, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.76 CFS	152.0 AF

LOCATION OF POINT(S) OF DIVERSION: SENW, Sec. 5, Township 10S, Range 18E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	18E	32	SWSW 1	SESW 2		3
10S	18E	5	Lot 3(NENW) 17	Lot 4(NWNW) 13	SENW 10	40

Total number of acres irrigated: 43

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at 3502 N-3000 E, this 6/13 day of Oct, 1995.

Twin Falls

Carl Stutzman

Carl Stutzman
(Signature)

JAN 23 1996

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 47-08019

FOR DEPARTMENT USE ONLY

Preliminary check by JK Fee = 50⁰⁰ Receipted by JUyatt # C034389 Date 1/10/96

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 47-08019 with the following;

CONDITIONS OF APPROVAL AND 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 that 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 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.
6. 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.
7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
8. This right is limited to the irrigation of 38 acres within the place of use described above in a single irrigation season.

Witness my hand this 16TH day of JANUARY, 1996.


KARL J. DREHER, Director
Acting for

JAN 23 1996

RECEIVED

MAY 31 1995

Department of Water Resources
Southern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OFFICE USE ONLY
Amt. of Fee \$
Date 5/31/95
Receipt No.
Receipt by ADM

RECEIVED

JUN 01 1995

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. 47-08019 Telephone No. (208) 733-2693
2. Name(s) of Permit Holder(s): Carl Stutzman
3. Mailing Address: 3502-C North 3000E Twin Falls, ID 83301
4. Source of Water: Groundwater

If GROUNDWATER, Well Driller's Name: NA Date Drilled: NA

OPTIONAL:

Pump horsepower: 50 Pressure (psi): open Dynamic pumping level (ft.): 356 (Design)

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

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

Irrigation 38 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.76 cfs OR _____ acre/feet

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

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

OR

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

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

Field Exam Report by C.E. Brockway P.E.

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

C.E. Brockway P.E. 208 423 6601
Name Telephone No.

706 Sunrise Blvd. No. Twin Falls ID 83301
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.

5/29/95
Date

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

JAN 23 1996

10/93
RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR AMENDMENT OF A PERMIT

APPROVED

Address 3502-C North 3000 East Twin Falls ID 83301

Purpose of Amendment: x Change point of diversion Add point of diversion
 y Change place of use Change nature of use Change period of use Other

1. Point of diversion: SE ¼ SE ¼ NW ¼, Section 5, Township 10S, Range 18 E, B.M.,
County of Twin Falls. Other points of diversion None

Amount .760 for Irrigation purposes from 3/1 to 11/15 (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

3. Place of use or land to be irrigated: Lots 17 & 34 of Prescott Acres are located in Govt. Lot 3 of Sec. 5 & ~~SP-1 NW 1/4~~ of Sec. 5.

T W P	R g e	S e c	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	18E	5					3	20	10	5									38 40

RECEIVED
 SEP 30 1994
 Department of Water Resources

Total number of acres to be irrigated = 4838

4. a. Who owns the property at the point of diversion? Carl Stutzman JAN 23 1966
b. Who owns the land to be irrigated at the place of use? Carl Stutzman
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

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

Scale: 2 inches equal 1 mile

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

Signed this 19 day of May, 19 94.

Paul L. Stephens
 Permit Holder

ACTION OF THE DEPARTMENT OF WATER RESOURCES

Preliminary check by J. E. Stanton Publication prepared by MB Date 8/9/94
 Published in Times News Publication dates 8/18 & 8/25/94

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

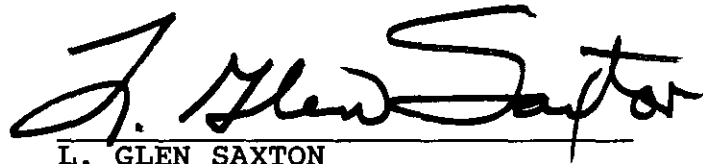
Witness my hand this 10th day of November, 19 94 JAN 23 1996
L. Glen Saxton
 SIGNATURE

CONDITIONS OF APPROVAL

Amendment of Permit No. 47-08019

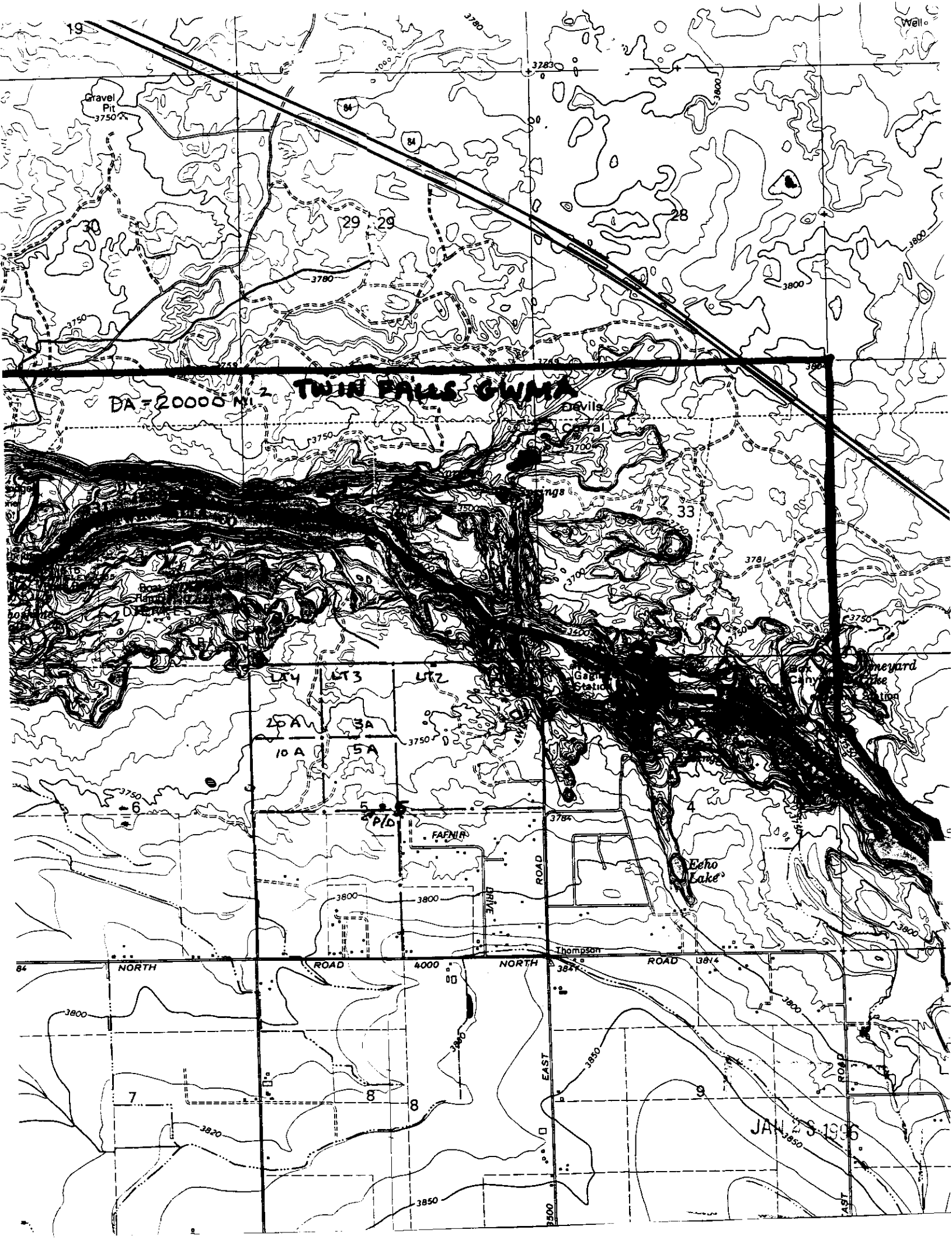
1. The previous conditions as set forth in Permit No. 47-08019 must be met.
2. A well drilled pursuant to this permit must be located at least 500 feet from any existing well. Well spacing closer than 500 feet must be approved by the Department of Water Resources.
3. Construction of the well must comply with Idaho well construction standards.
4. The time within which to submit proof of beneficial use is extended to June 1, 1995.

Dated this 10th day of November, 1994.



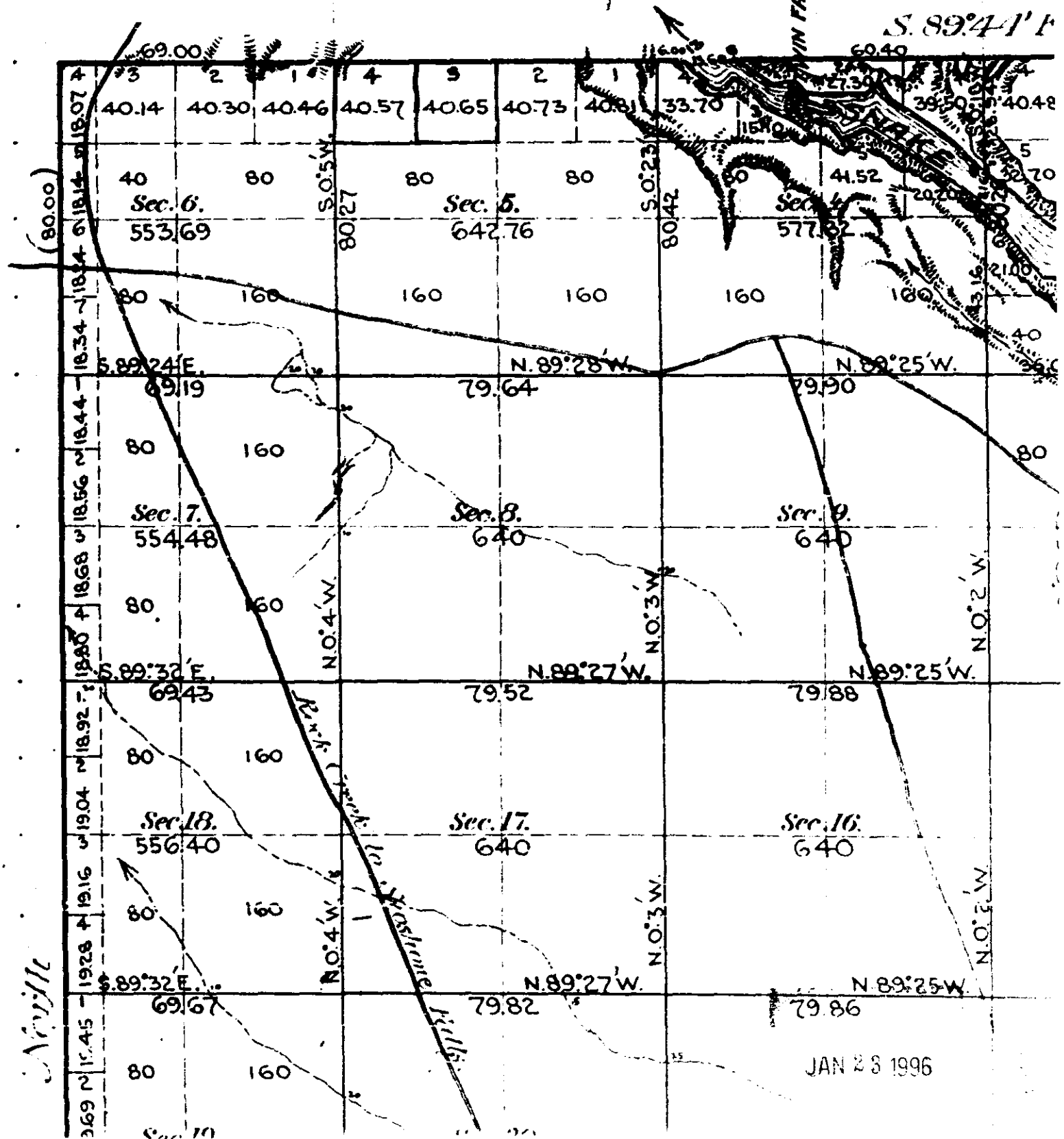
L. GLEN SAXTON
Chief, Water Allocation Bureau

JAN 23 1996



G *F* *F'* , *C* *E* *N FALLS* ^d *D*

I *S. 89° 41' E*



RECEIVED
JUN 01 1994

Department of Water Resources

State of Idaho
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT
To change the ownership of a permit

RECEIVED

MAY 19 1994

Department of Water Resources
Southern Region Office

I, Vernon E. & Patricia Doshier, hereby assign to Carl Stutzman
(Permit Holder)
Of 3502-C North 3000 East Twin Falls ID 83301
(Full Address)

All my right, title, and interest in and to Permit No. 47-08019
to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

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

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

Made this 19th day of May, 1994.

Patricia Doshier
Permit Holder(s)

State of Idaho)
ss
County of Twin Falls

On this 19 day of May, 1994, personally appeared before me
the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

N F Le Moine
Notary Public

SEAL

My commission expires: 6/10/97

Signature

JUL 26 1994

RECEIVED

REC VED

Form 204
11-91

FEB 25 1994

FEB 28 1994

Department of Water Resources
Southern Region Office

Department of Water Resources

For Office Use Only
\$15 Fee Received by MTS
Date 2-25-94
Receipt No. 5016590

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

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

Permit No. 47-08019
Name(s) of Permit Holder: Vernon E & Patricia Doshier
Mailing Address: 2504 E 3800 N, Twin Falls, ID 83301
Date Proof is Due 3-1-94 Telephone No. 733-1866

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

The riser has been constructed to divert water and
1320' of gated pipe purchased.

Costing \$ 2,000

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

Lack of funds currently to drill well has prohibited
finishing development of the complete system.

Permit holder(s) request an extension to March 1, 19 95

FEE: \$15.00

(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to March 1, 1995.

Signed this 11th day March, 19 94

JUL 26 1994

J. Glen Saylor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 47-08019

Proposed Priority: November 5, 1985 Maximum Diversion Rate: 0.76 CFS

This is to certify, that **VERNON E DOSHIER**
PATRICIA M DOSHIER
RT 2 BOX 5804
TWIN FALLS ID 833010000

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/01 to 11/15	0.76 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSWSW , Sec. 14, 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	14	SWSW	38		38

Total number of acres irrigated: 38

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **March 1, 1994**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
6. 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.
7. The Director retains jurisdiction of this right and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
8. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

RECORDED

APR 09 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 47-08019

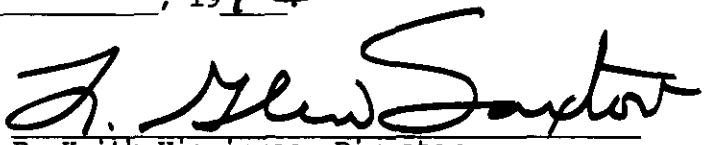
CONDITIONS/REMARKS:

9. The point of diversion is located within the Twin Falls Groundwater Management Area and use of water with a temperature greater than 85 degrees Fahrenheit is not authorized under this permit.

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

10th day of March, 1992

for


R. Keith Higginson, Director

APR 09 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Vernon E. &/or Patricia M. Doshier Phone 734-2922
Post office address Route #2, Box 5804, Twin Falls, ID 83301

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 14 Township 10S Range 16E B.M. Twin Falls County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.76 for Irrigation purposes from * Mar 1 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)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.76 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, 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 8 inches; proposed depth of well is 150 feet.

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

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

* This water is for a sod farm, which may require irrigation earlier than farm crops would during a dry spring.

APR 09 1992

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10S	16E	14											38						38

Total number of acres to be irrigated 38

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

Twin Falls Canal Co. shares

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

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

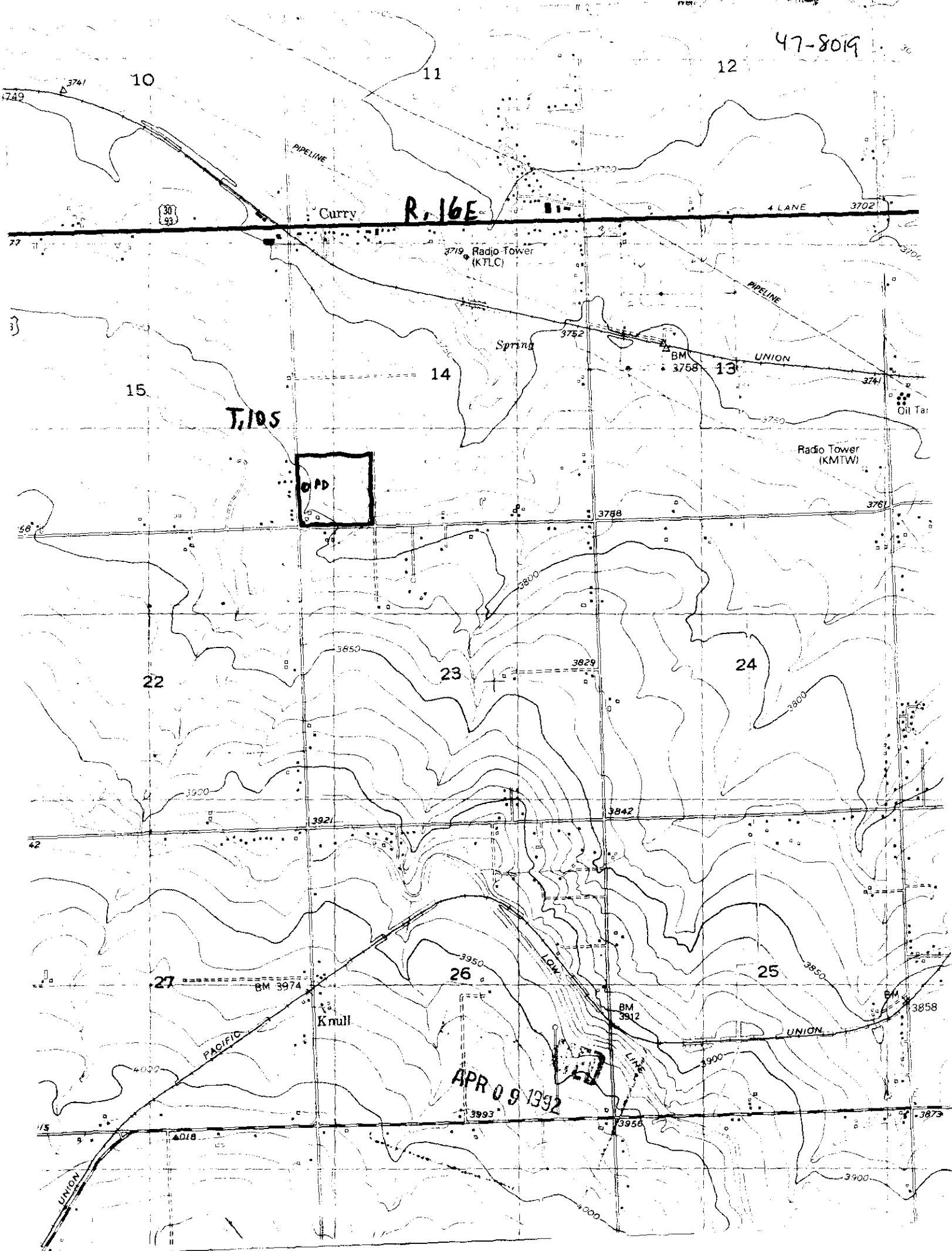
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Canal water is not available early enough or late enough in the year,
and also carries too many weed seeds for use in a sod farm.

RECORDED

A. 09 1992

47-8019



[illegible]

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.

(Applicant)

Received by JS Date 11-5-85 Time 2:40 pm Preliminary check by Shirley Anderson
Fee \$ 45.00 Receipted by JS # 36771 Date 11-5-85
Publication prepared by BLM Date 1-6-92 Published in Times News
Publication approved JS Date 2-9-92

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

RECORDED

APR 09 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 8, 1996

CARL STUTZMAN
3502-C N 3000 E
TWIN FALLS OR 83301

RE: Transfer No. 4834
Water Right No. 47-08019

Dear Water Right Holder:

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water right (Transfer No. 4834). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer.

The accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the department unless a party petitions for reconsideration within fourteen (14) days after issuance as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the agency.

OCT 10 1996

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Director. The Director retains the right to review the preliminary order on his own motion.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties, if any, to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

OCT 10 1996

APPEAL OF FINAL ORDER TO DISTRICT COURT

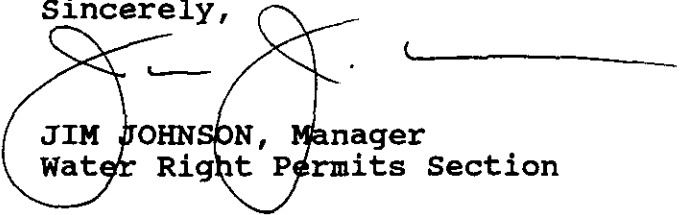
Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

If you have any questions, please feel free to contact me.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:ph

Enclosure

OCT 10 1996

MEMORANDUM

TO: FILE NO. 47-08019
FROM: PAM SKAGGS/STATE OFFICE
SUBJECT: TRANSFER NO. 4834
DATE: October 4, 1996

Transfer No. 4854 was filed to change the nature and season of use under part of Right No. 47-08019. This right was originally for irrigation of 38 acres. Four acres are being dried up to compensate for the use of water within a system of 8 small ponds for recreational, fire protection and aesthetic storage uses.

Change in Nature of Use Evaluation

			<u>Div Vol</u> / <u>CU Vol</u>
Original:	0.76 cfs	38 acres	152 afa / 114 afa
Unchanged IRR:	0.68 "	34 "	136 " / 102 "
Acres Removed:	(0.08 ")	(4 ")	(16 " / 12 ")
Storage Uses:	-----	-----	10.7" / 5.1 "
Div. to Storage:	0.76 "	-----	----- / -----
Transfer Totals:	0.76 cfs	34 acres	146.7 afa / 107.1 afa

Season of use was adjusted for the storage uses, diversion to storage added and volume limited to the capacity of the described ponds. The ponds consist of 8 excavated ponds with a combined capacity of 10.6 af and a total combined surface area of 1.7 acres. The 34 irrigated acres are used within the larger original land base of 43 acres.

Recommended conditions include measuring device, future annual reporting, irrigation overlap, trust water, right-of-way, pond fill & evaporation losses, pond limits, permissible place of use and standard transfer conditions.

RECORDED

OCT 10 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: J F Stanton Date _____

1. Right number 47-08019 Applicant Cynl Stutzman

2. Type of right: ☐ Decree ☒ License ☐ Claim

3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Other Change nature & period of use

4. Check:

a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use

b. ☒ Description of original point of diversion.

c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

a. ☒ All of right.

b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).

c. ☒ Check description of point(s) of diversion.

d. ☒ Check description of place of use.

e. ☒ Check map (shows p.d. and p.u. after transfer).

f. ☒ Check for correct signature, notarization, and fee.

g. ☒ Check proof of ownership of right &/or land from which water is transferred.

h. ☒ Check for expansion in use of right. Comments No expansion if irrigation is limited to 34 acres/annum

i. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) N/A

j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? _____

FINAL PROCESSING REVIEW BY: AD

1. Watermaster recommendation requested on N/A Received on _____

2. Is transfer published correctly? ☒ Yes ☐ No

3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

3. Conditions* See Memo 7/16/96

4. By AD Date 7/16/96

FROM: Allen Merritt

DATE: July 16, 1996

TO: Transfer File No.: 4834 in the name of Stutzman

SUBJECT: Review and Recommendation

This transfer proposes to convert an irrigation right to that of a multi-purpose right which will be used for irrigation in a subdivision and also will be used for providing ponds in the subdivision which will be used for fire prot/recreation/esthetics. The right originally was for 0.76 cfs for irrigation of 38 acres in a 43 acre PPU. The transfer proposes to continue 0.68 cfs for irrigation of 34 acres within a 43 acre PPU. The 4 acres being dried up will provide the additional water diverted to a set of ponds at a 0.78 cfs rate to fill and maintain a 10.7 af set of ponds. It is estimated that the ponds will lose 4.7 af due to evaporation during their contemplated storage season. No loss due to seepage was calculated since it was rationalized that any seepage loss would return to the aquifer which the water is pumped.

RECOMMENDATION

I recommend that the transfer be approved subject to the following conditions:

- Subject to SRBA.
- Irrigation limited to 0.68 cfs for 34 acres within 43 acre PPU. When combined with other water rights shall not exceed 0.02 cfs/acre.
- Diversion to storage limited to 0.76 cfs and when combined with diversion for irrigation shall not exceed 0.76 cfs.
- Storage ponds used for fire protection, recreation and esthetics is limited to a total surface area of 1.7 acres.
- The total annual diversion volume is limited to 152 af.
- Measuring device with totalizing meter must be provided at the well and annual use reported to IDWR as required including number and location of acres irrigated. (If annual diversion volume approaches or exceeds 152 af then ponds should be lined.)

RECORDED

OCT 10 1996

RECEIVED

JUN 27 1996 No. 28290

I, Linda Pepper McSwain, Department of Water Resources
and say that I am Principal 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 May 30, 19 96,
and ending with the issue dated June 6, 19 96.

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

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

STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 20 day of June in the year of 1996, before me,

a Notary Public, personally appeared Denita Capps McDevine
known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly
sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Notary Public for Idaho
Residing at Twin Falls, Idaho.
My commission expires: 5/19/2000

6/20 OCT 10 1996

THE TIMES NEWS LEGAL
132 3RD AVE W
TWIN FALLS, ID 83303

INVOICE NO.		CLASS		BILLING DATE	
65156		0050		05/17/96	
INDEXING TERM 2/4-4631, 47-8019					
WATER RIGHT CARL STUTZMAN					
START DATE		TELEPHONE NO.		ORDER NO.	
05/17/96		736-3033		65156	
LINE	WORDS	TIMES	RATE	NET AMOUNT	GROSS AMOUNT
		1	LGI	0.00	OK
FLAT CHARGE				47.90	nb
					6/27/96
PAY THIS AMOUNT				47.90	57.48

PDF LEGAL
CLASSIFIED ADVERTISING INVOICE

47.90 57.48
AD # 65156

DEPT WATER RESOURCES
222 SNOSHONE EAST
TWIN FALLS
ID 83301

GROSS DUE AFTER 05/31/96

VISA/MASTERCARD PAYMENT OPTION ON BACK

MICROFILMED

OCT 10 1996

**NOTICE OF PROPOSED
CHANGE OF WATER
RIGHT**

Notice is hereby given that CARL STUTZMAN, 3502-C N 3000 E; TWIN FALLS ID 83301 has filed a transfer application pursuant to Section 42-222 of IDAHO CODE. The purpose of Transfer No. 4834 is to change the nature and period of use.

Water Right No. 47-08019 has a priority date of 11/5/1985. Water will be diverted from groundwater for irrigation (0.68 cfs) 4-1 to 10-31, all following uses 3-1 to 11-30, diversion to storage (0.76 cfs), lake level maintenance (4.7 afa), recreation /aesthetic/fire protection storage (10.7 afa) within SE1/4NW1/4, S5, T10S, R18E; Twin Falls County for irrigation of 34 acres within a 43-acre permissible place of use within S1/2SW1/4, S32, T9S, R18E; NW1/4, S5, T10S, R18E. Recreation storage and lake maintenance uses also occur within N1/2NW1/4, S5, T10S, R18E. Use is limited to 0.76 cfs and 152 afa.

Any protest against approval of the proposed changes must be filed with the Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before June 17, 1996. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Times
News on 5/30 & 6/6/96.



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

May 15, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

TIMES NEWS
PO BOX 548
TWIN FALLS ID 83301

Gentlemen:

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

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

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

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

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

RECEIVED

OCT 10 1996

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

Notice is hereby given that CARL STUTZMAN, 3502-C N 3000 E; TWIN FALLS ID 83301 has filed a transfer application pursuant to Section 42-222 of IDAHO CODE. The purpose of Transfer No. 4834 is to change the nature and period of use.

Water Right No. 47-08019 has a priority date of 11/5/1985. Water will be diverted from groundwater for irrigation (0.68 cfs) 4-1 to 10-31, all following uses 3-1 to 11-30, diversion to storage (0.76 cfs), lake level maintenance (4.7 afa), recreation /aesthetic/fire protection storage (10.7 afa) within SE1/4NW1/4, S5, T10S, R18E; Twin Falls County for irrigation of 34 acres within a 43-acre permissible place of use within S1/2SW1/4, S32, T9S, R18E; NW1/4, S5, T10S, R18E. Recreation storage and lake maintenance uses also occur within N1/2NW1/4, S5, T10S, R18E. Use is limited to 0.76 cfs and 152 afa.

Any protest against approval of the proposed changes must be filed with the Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before June 17, 1996. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Times News on 5/30 & 6/6/96.

APPROVED

OCT 10 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

May 14, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

C E BROCKWAY PE
706 SUNRISE BLVD N
TWIN FALLS ID 83301

Re: Application for Transfer No. 4834 (47-08019)-Carl Stutzman

Dear Dr. Brockway:

The Department of Water Resources acknowledges receipt of your Application for Transfer.

This office has scheduled advertising the application in The Times News for 5/30 and 6/6/96. The advertisement will be published for two weeks, and 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.

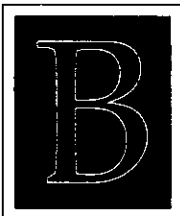
State Office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review.

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



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

April 19, 1996

Mr. Jim Stanton
Idaho Dept. of Water Resources
222 Shoshone St. East
Twin Falls, ID 83301

RECEIVED
Hand Delivered
APR 24 1996

Department of Water Resources
Southern Region

Subject: Application for Transfer Water Right 47-08019

Dear Jim:

Enclosed is the revised application for a proposed addition of a type of use and change in season of use for Water Right 47-08019 for Carl Stutzman. I believe the changes are as we discussed relative to make-up water for the ponds and initial storage volumes. This revised application has again been signed by Carl Stutzman since there were significant changes.

Please call me if there are any questions

Sincerely,

C. E. Brockway, PE

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., E.I.T.

706 SUNRISE
BOULEVARD
NORTH

TWIN FALLS,
IDAHO 83301

208•733•0938
208•734•2580

FAX: 736•1746

RECEIVED
OCT 10 1996

Application for Transfer Water Permit Carl Stutzman 47-08019
February 26, 1996

License

Priority date November 5, 1985

Irrigated area 38 acres

Diversion rate 0.76 cfs= 38 inches

Original Owner Vernon and Patricia Doshier

Ownership assignment to Carl Stutzman May 19, 1994

Amendment application May 19, 1994 by Carl Stutzman

Change in point of diversion and place of use

Amendment approved November 10, 1994

Proof Date March 1, 1994 extended to June 1, 1995 with amendment

Beneficial use exam submitted May 31, 1995 by C.E. Brockway PE

RECEIVED

APR 24 1996

Department of Water Resources
Southern Region

Permit conditions as per approved amendment:

All previous conditions as set forth in original permit

Rate of diversion shall not exceed 0.02 cfs /acre or 4.0 af/a

Well construction must comply with Idaho well construction standards

No water measurement device required

Limited to the irrigation of 38 acres

Pump Data(Layne Pumps, installers)

HP= 50

Submersible

Pitless adapter

Setting 252 ft

Bowls 8 inch 4 stage

Rated capacity 386 gpm @224 ft of lift + 50 ft pump pressure

TDH 346 ft

Area is irrigated from the well utilizing surface ditches and gated pipe. The irrigated area is interspersed between basalt outcrops and is difficult to irrigate. A system of surface ditches, generally along the high ridges and on the contour is utilized.

A total of 8 small excavated ponds will be utilized for irrigation storage, recreation and aesthetics, and storage for fire truck filling. The ponds will be filled from the irrigation piping system. Total area of the planned ponds is 1.7 acres with an estimated volume of 10.7 acre feet. Ponds will be unlined initially and then lined as necessary to reduce seepage.

Estimated peak evaporation from the ponds is 0.015 cfs. One acre of irrigated land will be dried up and 0.02 cfs of the 0.76 cfs right will be dedicated to pond make up. Pumping from two of the ponds is planned for irrigation of lands adjacent to the ponds.

OCT 10 1996

Hidden Lakes Subdivision Water Right Transfer
Water Requirement for Ponds

C.E. Brockway April 19, 1996

Total Pond Area =	1.69 acres
Season(Mar-Nov) evap	33.20 inches
Pond season evap	4.68 acre feet

Pond Volume	10.70 acre feet
-------------	-----------------

Total Make up req'd	15.38 acre feet
---------------------	-----------------

Seasonal irrig div allowed	4.00 af/acre
----------------------------	--------------

Make up acres	3.84 acres
---------------	------------

Total irrigated acres	34.16
Annual diversion Vol	4.00 af/acre
Annual irrig. div volume	136.62 acre feet

Total annual vol	152.00 acre feet
------------------	------------------

RECEIVED

APR 24 1996

Department of Water Resources
Southern Region

OCT 10 1996

INTER-DEPARTMENT MEMO

TO: File Stutzman Transfer

SUBJECT: _____

FROM: Allen MerrittDATE: 2/27/96

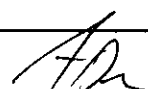
I received the transfer applic. this p.m. Since it involves issues similar to discussion with Slette & Brockway about Riker Transfers, I called Brockway Jr. & told them I would deposit money but hold applic. for their re-evaluation.

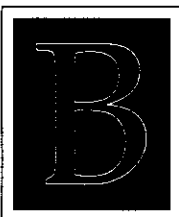
() For your information

() Response required

RECEIVED

OCT 10 1996


signature



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

February 25, 1996

Mr. Allen Merritt
Idaho Dept. of Water Resources
222 Shoshone St. East
Twin Falls, ID 83301

Subject: Application for Transfer Water Right 47-08019

Dear Allen:

Enclosed is an application for a proposed addition of a type of use and change in season of use for Water Right 47-08019 for Carl Stutzman. Also enclosed is Mr. Stutzman's check for \$100 for the application fee.

After you have had a chance to review the application, please call me if there are any questions

Sincerely,

C. E. Brockway
C. E. Brockway, PE

RECEIVED

FEB 27 1996

Department of Water Resources
Southern Region

CHARLES E.
BROCKWAY,
Ph.D., P.E.

CHARLES G.
BROCKWAY,
Ph.D., E.I.T.

706 SUNRISE
BOULEVARD
NORTH

TWIN FALLS,
IDAHO 83301

208•733•0938
208•734•2580

FAX: 736•1746

RECEIVED

OCT 10 1996

5018884 \$100.00

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

RECEIVED

Name of applicant Carl StutzmanPhone 208 733 2693Post Office address 3502-C North 3000E Twin Falls, Idaho 83301

FEB 27 1996

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point ☐ Change place of use
☒ Change nature of use ☒ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes To provide evaporative make up water and flow for ponds used for recreation and aesthetics and provide storage for fire protection. Ponds will be used as water features in connection with a rural subdivision.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 47-08019 Priority Nov. 5, 1985 Amount (cfs/ac-ft) 0.76 cfs Nature of Use Irrigation Period of Use April 1 to Oct 31
0.02 cfs Pond make up March 1 to Nov. 30
0.76 cfs Div to storage March 1 to Nov. 30
10.7 af Storage fire & rec/aes March 1 to Nov. 30
2. Total amount of water being transferred 0.76 cubic feet per second and/or 10.7 acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	SE	SE	NW	5	10S	18E	Twin Falls	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	18E	32											1	2					3
10S	18E	5					13	11		10									34
10S	18E	5					R	R											

Total acres 37

6. General Information:

- ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

OCT 10 1996

Witness my hand this _____ day of _____, 19____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 47-08019 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☐ Tax notice

☒ Warranty Deed

☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date of priority November 5, 1985

5. Water is used for the following purpose:

amount 0.76 for Irrigation purposes from April 1 to October 31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	SE	SE	NW	5	10S	18E	Twin Falls	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	18E	32											1	2					3
10S	18E	5					14	11		10									35

Total acres 38

9. Describe any other water rights used for the same purpose as described above None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B and C)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

See Attached U.S. G.S. Quad Sheet

RECEIVED
OCT 10 1996

PART 3**B. CHANGES IN NATURE OF USE**

1.	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	<u>Recreation/Aesthetics</u>	<u>0.76</u>	<u>275 days</u>	<u>March 1</u> to <u>November 30</u>
	<u>Storage-fire & R/A</u>	<u>10.7 ac-ft</u>	<u>275 days</u>	_____ to _____

2. Quantity and quality of return flows and location of discharge:

Surface return flow will not occur. Any excess from ponds or irrigation sinks into basalts and recharges aquifer.

3. Describe the effects on other water uses resulting from the proposed change:

Ponding and increased seepage will increase recharge to aquifer which will enhance inflow to Dierke's lake and Snake River

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 27th day of February, 1996.

(Signature of Applicant)

(Notary Public)

My commission expires Feb. 26, 1998

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by ADM Date 2/27/96

Protest filed by _____

Prelim. check by _____ Fee \$100.00

Receipted by ADM Date 2/27/96 5018884

Published in _____

Copies of protest forwarded by _____

Pub. dates _____

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for _____ ! Approval _____ ! Denial _____

rec'd.

OCT 10 1996

Copy of transfer sent to lien holder _____

by _____

RECEIVED

FEB 27 1996

Department of Water Resources
Southern Region

C. E. Brockway
2/26/96

OCT 1 1964

Application for Transfer Water Permit Carl Stutzman 47-08019
February 26, 1996

License

Priority date November 5, 1985

Irrigated area 38 acres

Diversion rate 0.76 cfs= 38 inches

Original Owner Vernon and Patricia Doshier

Ownership assignment to Carl Stutzman May 19, 1994

Amendment application May 19, 1994 by Carl Stutzman

Change in point of diversion and place of use

Amendment approved November 10, 1994

Proof Date March 1, 1994 extended to June 1, 1995 with amendment

Beneficial use exam submitted May 31, 1995 by C.E. Brockway PE

Permit conditions as per approved amendment:

All previous conditions as set forth in original permit

Rate of diversion shall not exceed 0.02 cfs /acre or 4.0 af/a

Well construction must comply with Idaho well construction standards

No water measurement device required

Limited to the irrigation of 38 acres

Pump Data(Layne Pumps, installers)

HP= 50

Submersible

Pitless adapter

Setting 252 ft

Bowls 8 inch 4 stage

Rated capacity 386 gpm @224 ft of lift + 50 ft pump pressure

TDH 346 ft

Area is irrigated from the well utilizing surface ditches and gated pipe. The irrigated area is interspersed between basalt outcrops and is difficult to irrigate. A system of surface ditches, generally along the high ridges and on the contour is utilized.

A total of 8 small excavated ponds will be utilized for irrigation storage, recreation and aesthetics, and storage for fire truck filling. The ponds will be filled from the irrigation piping system. Total area of the planned ponds is 1.7 acres with an estimated volume of 10.7 acre feet. Ponds will be unlined initially and then lined as necessary to reduce seepage.

Estimated peak evaporation from the ponds is 0.015 cfs. One acre of irrigated land will be dried up and 0.02 cfs of the 0.76 cfs right will be dedicated to pond make up. Pumping from two of the ponds is planned for irrigation of lands adjacent to the ponds.

Handwritten signature

OCT 10 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 16, 1996

CARL STUTZMAN
3502C N 3000 E
TWIN FALLS ID 83301

RE: WATER RIGHT NO. 47-08019

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment.

Should you have any questions regarding these documents, please contact me.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

MISSOURI

JAN 23 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 4, 1996

CARL STUTZMAN
3202C N 3000 E
TWIN FALLS ID 83301

RE: WATER RIGHT NO. 47-08019

Dear Mr. Stutzman,

On November 6, 1995, I wrote and advised you that I had received your signed Application for Amendment, but that your license could not be issued until I received the \$50.00 filing fee. When you submit the fee, please designate that it is for the licensing amendment fee of water right no. 47-08019, as that will help to expedite the issuance of your license.

If the fee is not submitted by January 18, 1996, I will assume that you no longer have interest in the amendment and I will recommend that a license be issued for less than could have been allowed if the amendment had been completed.

Sincerely,

Shelley Walter Keen
Water Right Supervisor

SK:rl

cc: Dr. Charles Brockway

MAILED 1/10/96

JAN 23 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 6, 1995

CARL STUTZMAN
3202C N 3000 E
TWIN FALLS ID 83301

RE: WATER RIGHT NO. 47-08019

Dear Mr. Stutzman,

We have received your signed Application for Amendment but the amendment filing fee was not enclosed. Before we can issue your license the \$50.00 amendment fee must be received by the Department (See our letters of July 19 and August 29, 1995). Please submit the fee so that we can expedite issuance of your license. An envelope is enclosed for your convenience.

Sincerely,

Shelley Walter Keen
Water Rights Supervisor

SWK:rl

enc.

RECEIVED

JAN 23 1996

M E M O R A N D U M

DATE: October 4, 1995

TO: File 47-08019

FROM: Shelley W. Keen *SK*

RE: Phone calls from Carl Stutzman and Chuck Brockway

=====

Today I spoke on the phone with Carl Stutzman about the required amendment to correct the place of use for 47-08019. He told me that he has forwarded the amendment request to Chuck Brockway, the certified water rights examiner who conducted the field exam for this right.

Later, Chuck Brockway called to tell me that he will respond to the amendment request.

Microfilm

JAN 23 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 29, 1995

CARL STUTZMAN
3502C N 3000 E
TWIN FALLS ID 83301

RE: WATER RIGHT NO. 47-08019

Dear Water Right Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has actually been developed.

As of this date, I have not received this amendment. If I do not receive the amendment within fourteen (14) days, a Water Right License will be issued for less than could have been allowed. In case the amendment form I sent you has been misplaced, a new one is enclosed. Please note that the filing fee for this amendment is \$50.00.

If you have any questions, please call me at (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

JAN 23 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 19, 1995

CARL STUTZMAN
3502C N 3000 E
TWIN FALLS ID 83301

RE: WATER RIGHT NO. 47-08019

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the place(s) of use description. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

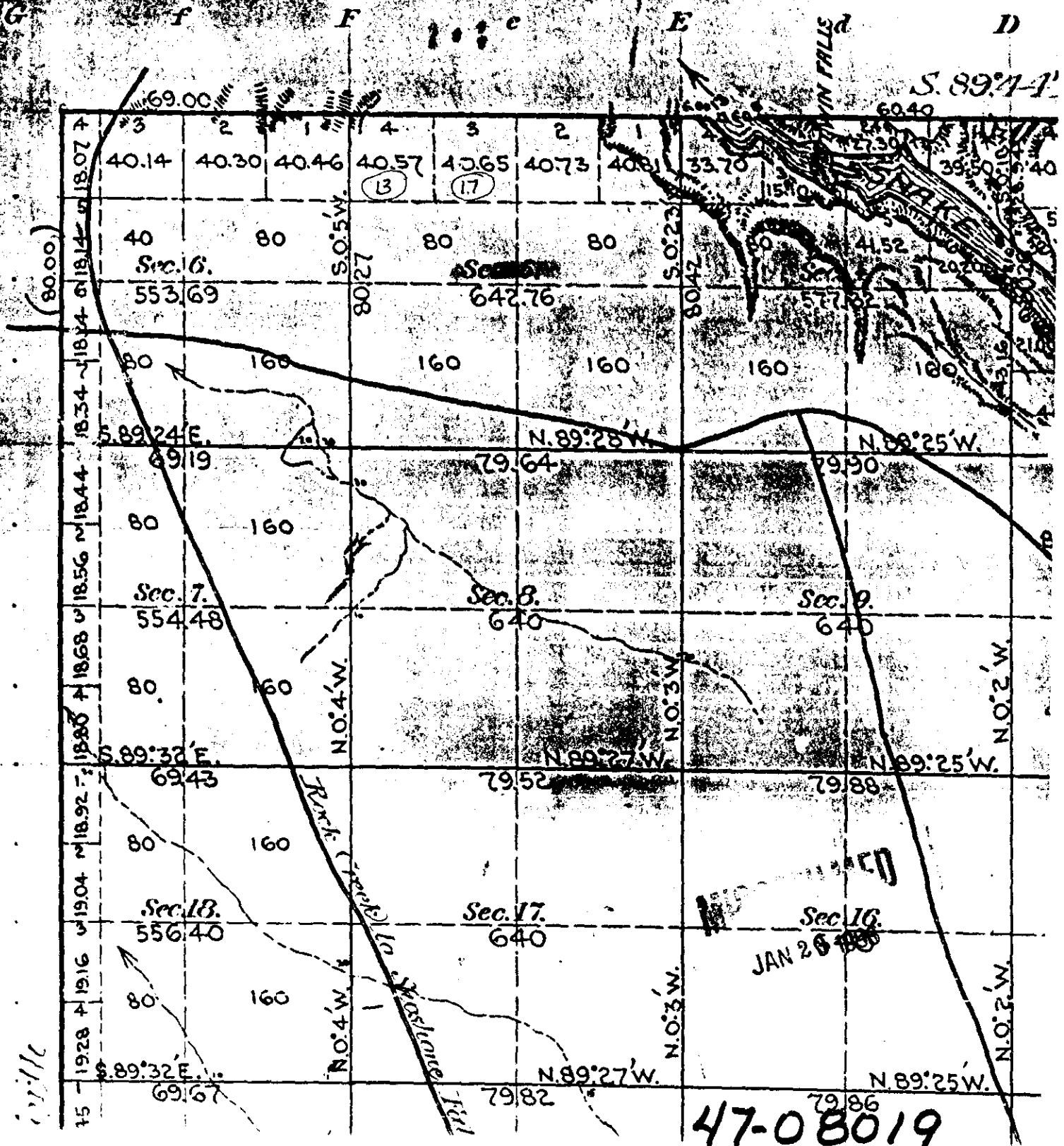
SK:rl

Enclosure

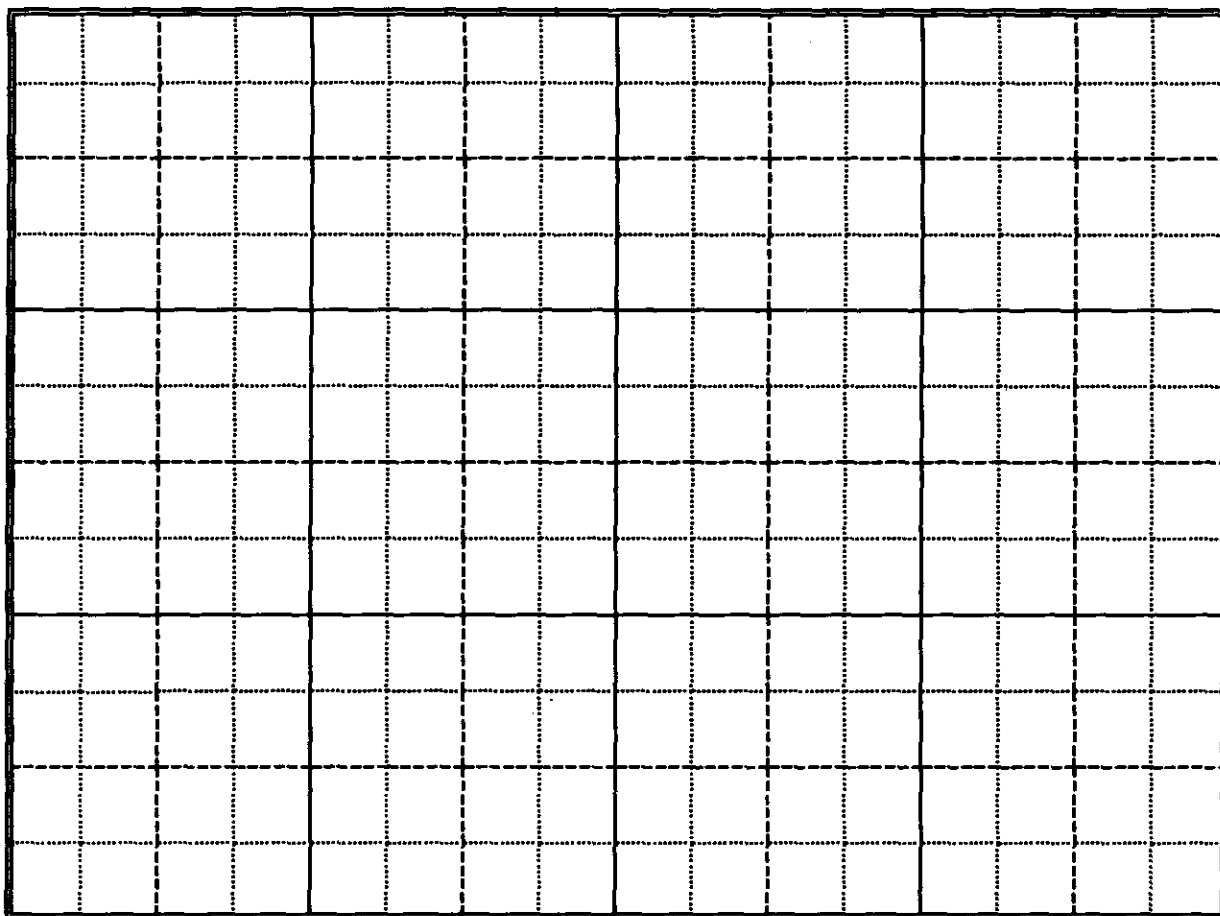
MAILED 10/10/95

JAN 23 1996

G f F e E d D



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



Scale: 1" = _____

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

☒ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
<i>Well</i>	<i>Franklin</i>	<i>50</i>	<i>NA</i>	<i>Franklin</i>	<i>4"</i>

*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
<i>45° 2" Trapezoidal Flume</i>	<i>Flume</i>					<i>U of I, ?</i>
<i>Flume</i>						

2. Measurements: *Measurement of free flow discharge from the well was made in the ditch downstream of the gated pipe. h = 0.91 Q = 1.25 cfs*

JAN 23 1996

F. FLOW CALCULATIONS

Measured Method:

Flume

✓ Additional Computation Sheets Attached
Attached discharge table
See Figure 3

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

* $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 38 \times 4.5 = 171$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.76 \times 225 \times 1.9835 = 339$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 171$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Irrigation</i>	<i>3/01</i>	<i>11/15</i>	<i>0.76</i>	<i>171</i>
Totals:			<i>0.76</i>	<i>171</i>

2. Recommended Amendments

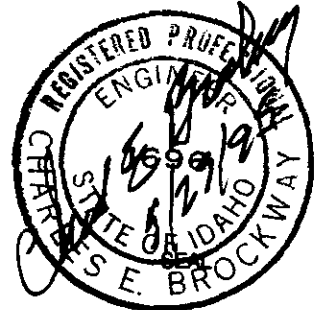
☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name *C.E. Brockway* Date *5/28/95*

Reviewer _____ Date _____

* See adjustment explanation. *BC*



JAN 23 1996

E. NARRATIVE/REMARKS/COMMENTS

See attached sheet

well access port through secondary seal on top

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

JAN 23 1996

MEMORANDUM

TO: File 47-08019 / Carl Stutzman
FROM: Brenda Chapman
DATE: July 11, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for the above referenced water right are based on the information below:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4-01 to 10-31	.76	152.0

The irrigation season dates and annual diversion volume amount (4.0 afa per/acre) are the current standards.

Water Permit Carl Stutzman 47-08019

RECEIVED

MAY 21 1995

Department of Water Resources
Southern Region

Permit

Priority date November 5, 1985

Irrigated area 38 acres

Diversion rate 0.76 cfs= 38 inches

Original Owner Vernon and Patricia Doshier

Ownership assignment to Carl Stutzman May 19, 1994

Ammendment application May 19, 1994 by Carl Stutzman

Change in point of diversion and place of use

Amendment approved November 10, 1994

Proof Date March 1, 1994 extended to June 1, 1995 with ammendment

Permit conditions as per ammendment:

All previous conditions as set forth in original permit

Rate of diversion shall not exceed 0.02 cfs /acre

Well must not be no closer than 500 feet from any existing well

Well construction must comply with Idaho well construction standards

No water measurement device required

Proof of Beneficial Use Exam by C.E. Brockway P.E.

Irrigated area survey May 7 & 10, 1995

Water measurement May 12, 1995

Device: 2 in. throat 45 degree trapazoidal flume

Location: Ditch approximately 150 ft downstream from well

Well discharge: 4 inch pipe-open flow

Flume operating free flow

Flume gage reading 0.91 feet

Flume Discharge 1.25 cfs=62.5 miners inches= 561 gpm

Area Irrigated 43 acres(field exam and aerial photos)

Pump Data(Layne Pumps, installers)

HP= 50

Submersible

Pitless adapter

Setting 252 ft

Bowls 8 inch 4 stage

Rated capacity 386 gpm @224 ft of lift + 50 ft pump pressure

TDH 346 ft

Recommend:

Discharge .76 cfs

Volume: 171 acre feet

Area is irrigated from the well utilizing surface ditches and gated pipe. The irrigated area is interspersed between basalt outcrops and is difficult to irrigate. A system of surface ditches, generally along the high ridges and on the contour is utilized.

RECEIVED

JAN 23 1996

Trapezoidal Flume Discharge Table
2" - 45°

GR (ft)	Q (cfs)	Q (lps)	GR (ft)	Q (cfs)	Q (lps)	GR (ft)	Q (cfs)	Q (lps)
.20	.04	1.2	.50	.31	8.8	.80	.92	26.2
.21	.05	1.3	.51	.33	9.2	.81	.95	26.9
.22	.05	1.5	.52	.34	9.6	.82	.98	27.7
.23	.06	1.6	.53	.36	10.1	.83	1.01	28.5
.24	.06	1.8	.54	.37	10.5	.84	1.04	29.3
.25	.07	1.9	.55	.39	11.0	.85	1.07	30.2
.26	.07	2.1	.56	.40	11.4	.86	1.10	31.0
.27	.08	2.3	.57	.42	11.9	.87	1.13	31.9
.28	.09	2.4	.58	.44	12.4	.88	1.16	32.7
.29	.09	2.6	.59	.46	12.9	.89	1.19	33.6
.30	.10	2.8	.60	.47	13.4	.90	1.22	34.5
.31	.11	3.0	.61	.49	13.9	.91	1.25	35.4
.32	.11	3.3	.62	.51	14.5	.92	1.28	36.4
.33	.12	3.5	.63	.53	15.0	.93	1.32	37.3
.34	.13	3.7	.64	.55	15.6	.94	1.35	38.3
.35	.14	4.0	.65	.57	16.1	.95	1.39	39.2
.36	.15	4.2	.66	.59	16.7	.96	1.42	40.2
.37	.16	4.5	.67	.61	17.3	.97	1.46	41.2
.38	.17	4.8	.68	.63	17.9	.98	1.49	42.2
.39	.18	5.0	.69	.65	18.5	.99	1.53	43.3
.40	.19	5.3	.70	.68	19.2	1.00	1.56	44.3
.41	.20	5.6	.71	.70	19.8	1.01	1.60	45.4
.42	.21	6.0	.72	.72	20.5	1.02	1.64	46.4
.43	.22	6.3	.73	.75	21.1	1.03	1.68	47.5
.44	.23	6.6	.74	.77	21.8	1.04	1.72	48.6
.45	.25	6.9	.75	.79	22.5	1.05	1.76	49.8
.46	.26	7.3	.76	.82	23.2	1.06	1.80	50.9
.47	.27	7.7	.77	.84	23.9	1.07	1.84	52.0
.48	.28	8.0	.78	.87	24.7	1.08	1.88	53.2
.49	.30	8.4	.79	.90	25.4	1.09	1.92	54.4
						1.10	1.96	55.6

$$Q (l/s) = 38.71 GR(H)^{2.5} + 5.603 GR(H)^{1.5}$$

$$Q (cfs) = 1.36 GR(H)^{2.5} + 0.20 GR(H)^{1.5}$$

JAN 23 1996

RECEIVED

MAY 31 1995

Department of Water Resources
Southern Region

05/22/85 13:40

2087341302

STUTZMAN EIC.

P01

RECEIVED

50
Chuck
Blocker

423-6555

NC.

MAY 31 1995

TEL: 2087333550

P:01

Department of Water Resources
Southern Region



LAYNE PUMPS
Division of Layne & Bowler, Inc.
Box 840, Twin Falls, Idaho 83301
Phone No. 733-3284

DATE 5-6 1995

PUMP ESTIMATE
AND ORDER

CUSTOMER

VENUE

Stutzman Accounting

Hayden Lake Estate

Date Desired

PUMPING CONDITIONS

Inside Dia. of Well _____
Depth of Well _____
Static Water Level _____
Overhead _____

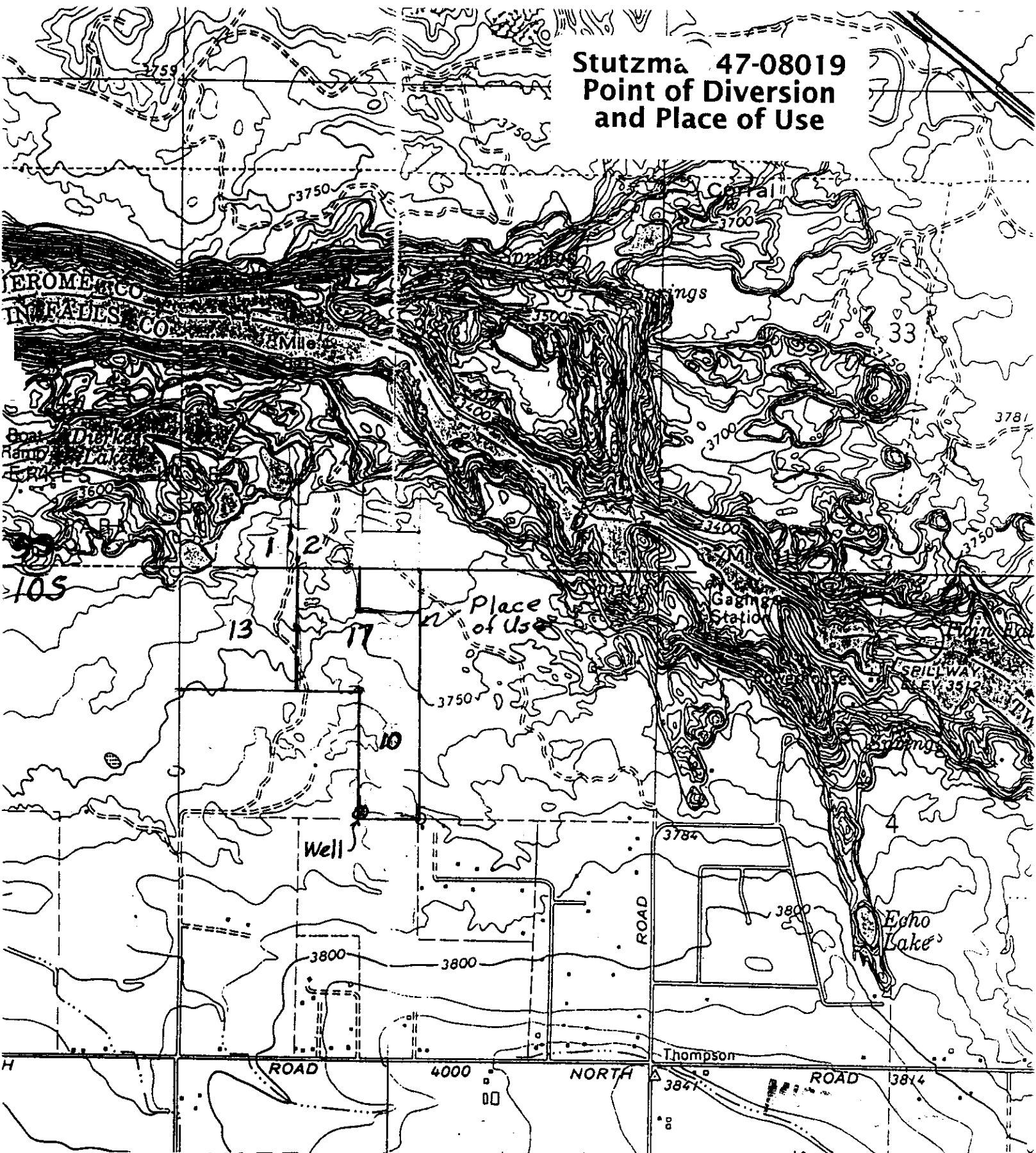
LIN in Well 224
LIN Above 50 lbs. 115
Column Friction 7
Total Dynm. Head 346

Capacity 386 GPM
Speed of Pump 3600 RPM
HP Required _____
Allowable Shaft HP _____

Number	DESCRIPTION	LIST PRICE	NET PRICE
1	50 HP MOTOR 3 Phase 460 Volt Franklin Make RPM With Ratchet Submersible		
	HP STARTER { Across Line } Volt Make Auto Stop		
	AMP SAFETY SWITCH Volt Phase Make		
	GEAR DRIVE Ratio { With } Ratchet Make Without		
	WL SPICER SHAFT " Long		
	W DRIVE FLANGE Bore Key		
	W ENGINE FLANGE Bore Key		
1	5' HEAD " Outlet { Water Lub Pitless Adapter Oil Lub 1-5" Check Valve		
	ORER Volt Solenoid		
	"X" "DISCHARGE NIPPLE { TOE } 180		
1	252' SETTING OF 5" x 1/2" in Length		
1	8 "BOWLS RTLC 1/2" Stage { Open } Ports { Bronze } Wear Rings Cast Iron { Impellers } Overload { Shaft Fitted } X X X Standard		
	"X" SUCTION { TOE } Couplings 180		
	" STRAINER { Bronze } { Screwed } { Basket } Galvanized Welded Cone		
1	260' #4-3 Flat w/ Ground		

JAN 23 1996

Stutzma 47-08019
Point of Diversion
and Place of Use



RECEIVED

MAY 31 1995

Department of Water Resources
Southern Region

R 18E

JAN 23 1996

C.E. Brockway
5/26/95

**Stutzman 47-08019
Irrigated Area and
Point of Diversion**

JAN 23

Well

10

Gated
Pipe

Dierke



Figure 1 Stutzman 47-08019 Well and 4 inch Pipe Discharging into Ditch



Figure 2 Stutzman 47-08019 Well with Submersible Pump

RECEIVED

MAY 31 1995

Department of Water Resources
Southern Region

JAN 23 1996

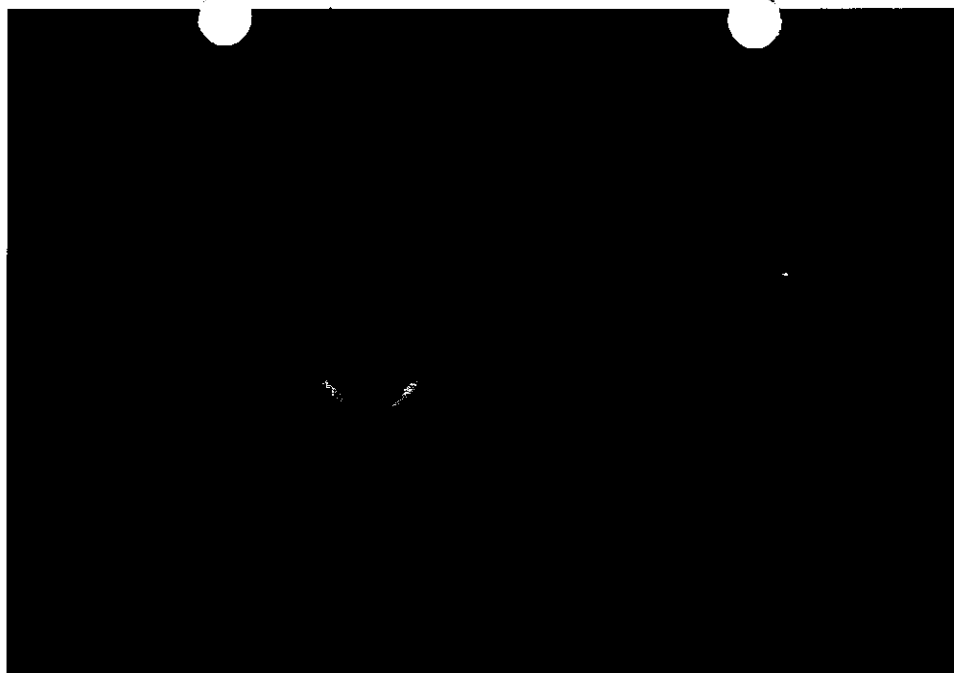


Figure 3 Stutzman 47-08019 Water Measurement with 45° Flume



Figure 4 Stutzman 47-08019 Four Inch Pipe from Well and Gated
Pipe Distribution System

RECEIVED

MAY 31 1995

Department of Water Resources
Southern Region

JAN 23 1996



Figure 5 Stutzman 47-08019 Gated Pipe Distribution System



Figure 6 Stutzman 47-08019 Typical Irrigated Area

RECEIVED

MAY 31 1995

Department of Water Resources
Southern Region

JAN 23 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 10, 1995

CARL STUTZMAN
3502 C N 3000 E
TWIN FALLS ID 83301

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 47-08019

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form and beneficial use field report submitted for the above referenced permit. The next step in the process of developing a water right is for the field report to be reviewed for licensing.

If you have questions concerning this matter, please feel free to contact Brenda Chapman at (208) 327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

C: IDWR - Region

JAN 23 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 27, 1995

Carl Stutzman
3502 C N 3000 E
Twin Falls, ID 83301

RE: Water Right No. 47-08019

I am in receipt of the Proof of Beneficial Use form and field examination submitted in connection with the above referenced water right permit. Before I can complete processing of the proof, I need some additional information.

A drilling permit is required for all wells drilled, deepened or enlarged after July 1, 1987, (Section 42-235, Idaho Code). I have been unable to locate a drilling permit or a well log for the well.

You will need to submit a copy of the drilling permit to the department. The well log should have been submitted by the driller within 30 days of the completion of the well. If you have a copy of the well log, please submit that as well. If you do not, please contact your driller and ask that he submit a copy.

Please return the requested information within 30 days of receipt of this mailing. Please address your correspondence to my attention.

If you have any questions or if I can be of any assistance, please feel free to contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

JAN 23 1996



CHARLES
BROCKWAY
ENGINEERING

May 30, 1995

Mr. Allen Merritt
Idaho Dept. of Water Resources
222 Shoshone St East
Twin Falls, ID 83301

Hand Deliver

Subject: Beneficial Use Field Exam Permit 47-08019 Carl Stutzman

Dear Allen:

Enclosed is the Proof of Beneficial Use Form and completed Beneficial Use Field Report for Permit 47-08019 owned by Carl Stutzman.

Sincerely,

C. E. Brockway, P.E.

cc: Carl Stutzman

RECEIVED

MAY 31 1995

Department of Water Resources
Southern Region

CHARLES E.
BROCKWAY,
PhD, P.E.

706 SUNRISE
BOULEVARD
NORTH

TWIN FALLS,
IDAHO 83301

208 • 733 • 0938
FAX: 733 • 1746

100-26-007

100-26-007

March 31, 1995

CARL STUTZMAN
3502C N 3000 E
TWIN FALLS ID 83301

PROOF DUE NOTICE

RE: PERMIT NO. 47-08019

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 June 1, 1995.

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

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

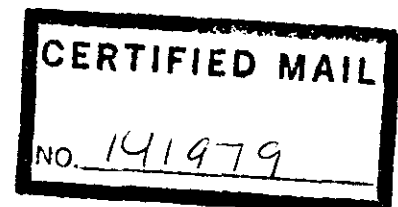
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

JAN 23 1996





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

MEMORANDUM

TO: File No. 47-08019
FROM: Julie Yarbrough
SUBJECT: Proof of B/U
DATE: January 5, 1995

The permit holder called me this morning to inform me that one of the conditions of approval on his amendment was that proof of beneficial use was not due until June 1, 1995. Apparently the proof due date was not changed in the data base and the proof due notice went out early. I told the permit holder to disregard the proof due notice and we would update our data base and he would receive another proof due notice in April.

REC-1

JAN 23 1995

December 31, 1994

CARL STUTZMAN
3502C N 3000 E
TWIN FALLS ID 83301

PROOF DUE NOTICE

RE: PERMIT NO. 47-08019

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 March 1, 1995.

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

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

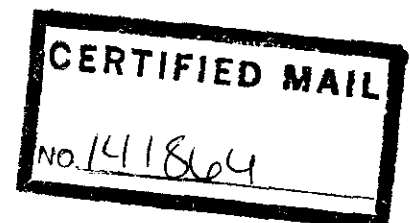
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

JAN 28 1995





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

November 14, 1994

CARL STUTZMAN
3502-C NORTH 3000 EAST
TWIN FALLS ID 83301

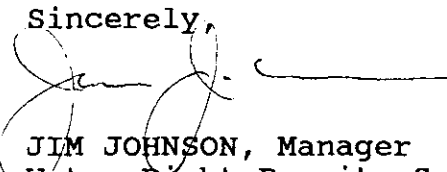
RE: Permit No. 47-08019

Dear Water Right Holder:

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

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

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure

DEC 18 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

September 20, 1994

CARL STUTZMAN
3502C N 3000 E
TWIN FALLS ID 83301

RE: Protested Application for Amendment of Permit No. 47-08019

Dear Mr. Stutzman:

We have received a withdrawal of the protest filed by John Etter against approval of the above referenced application.

Since he was the only protestant, the issue of the protest has been resolved and the Department is now prepared to proceed with the normal processing of the application which includes regional review prior to being forwarded to our State Office.

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

Very truly yours,

Allen D. Merritt, P.E.
Water Rights Supervisor

AM:MB

RECEIVED

DEC 19 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

September 20, 1994

R. KEITH HIGGINSON
Director

JOHN J ETTER JR
389 FAFNIR
KIMBERLY ID 83340

RE: Application for Amendment of Permit No. 47-08019 (Stutzman)

Dear Mr. Etter:

This office acknowledges receipt of the withdrawal of your protest against the above referenced application.

Since you were the only protestant, the issue of the protest has been resolved and the Department is now prepared to proceed with the normal processing of the application which includes regional review prior to being forwarded to our State Office.

The Department will continue review of the application without further contact with you unless information is requested.

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

Very truly yours,

Allen D. Merritt, P.E.
Water Rights Supervisor

AM:MB

DEC 19 1994

Sept. 12, 1994

To: Dept. of Water Resources
From: John ETTER, Jr.

Dear Sirs:

I have satisfied my concerns regarding
the diversion of permit No. 47-080K9 for .76
CFS of Irrig. water to parcel no. 34 of Purscott
acres, in Sect. 5, Twp. 10 So., R. 18 E. B.M.

Therefore, I hereby withdraw my objection
to said application.

Very truly yours



John Etter

9/12/94
9/12/94

11 15 16 17 18

SEP 18 1994

Department of Water Resources
Southern Region Office

DEC 19 1994

7/94

AUG 31 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF PROTEST

Department of Water Resources
Southern Region Office

This form may be used to file a protest with the department under sections 42-108B, 42-203A, 42-203C, 42-211, 42-222 and 42-224, Idaho Code. The department will also accept a timely protest not completed on this form if it contains all necessary information.

1. Matter being protested AMENDMENT TO WATER PERMIT # 47-08019
2. Name of protestant JOHN J. ETTER, JR.
3. Protestant's representative for service (If different than protestant)
4. Service mailing address 389 FAFAIR Kimberly 83340
5. Service telephone no. 423-4626 733-9730
6. Basis of protest (including statement of facts and law upon which the protest is based) WELL LOCATED NORTH OF KIMBERLY HAS NEVER BEEN USED. THE LAND TO BE IRRIGATED IS NOT FARMABLE. THE WELL IS LOCATED WITHIN 500 FEET OF MY HOME WELL I FEEL USING THIS WELL WILL REQUIRE ME DRILLING MY WELL DEEPER. (additional pages may be attached to describe the nature of the protest.)
7. What would resolve your protest? DENY PERMIT HOLDER TO MOVE WATER FROM ANOTHER LOCATION AND LIMIT WATER SUPPLY TO A HOUSEHOLD USE ONLY.

I hereby, acknowledge that if I, or my designated representative, fails to appear at any regularly scheduled conference or hearing in the matter of which I have been notified at the address above, the department may issue a notice of proposed default against me in this matter for failure to appear. I also verify that I have served a copy of this protest upon the applicant.

Signed this 31 day of AUGUST, 19 94

PROTESTANT

PROTESTANT'S REPRESENTATIVE

DEC 19 1994

NOTE:

- a) Not more than two (2) representatives for service of documents may be designated on a protest. If this protest is signed by more than one person without identifying the representative(s) for service of documents, the hearing officer may select the person(s) upon whom documents will be served.
- b) A protestant is required to timely file a protest with the department together with a \$25.00 protest fee in order for the protest to be considered by the department. In addition, the department's Rule of Procedure, IDAPA 37.01.01203, requires a protestant to send a copy of a protest to the applicant.

INSTRUCTIONS

1. The matter being protested must be clearly identified. A typical matter is identified by the application number such as "Application for Permit No. _____ in the name of _____" or "Application for Transfer No. _____ in the name of _____."
2. Show the name of the protestant.
3. If the protestant is represented by an attorney or other authorized representative, show the representative's name. The department then will serve documents on the representative and upon the protestant if specifically requested.
4. Show the address where the department is to serve the documents. This should be the address of the authorized representative unless the protestant does not designate a representative.
5. Show the telephone number of the authorized representative unless the protestant does not designate a service representative.
6. Specifically describe the nature of the protest.
7. Describe the relief being sought by the protestant.

FOR DEPARTMENT USE ONLY

Received by AL Date 8/31/94 Time 12:02
\$25.00 fee Receipted by AL # 5017320 Date 8/31/94

DEC 19 1994

APR 1 1994

NOTICE OF AMENDMENT
TO A WATER PERMIT
NO. 47-08019

Notice is hereby given that CARL STUTZMAN, of Twin Falls, ID is the holder of Approved Permit No. 47-08019 with a priority date of 11/05/1985 authorizing the diversion of 0.76 cubic feet per second of water from groundwater within the NWSWSW, S14, T10S, R16E; Twin Falls County, to be used for irrigation of 38 acres within SWSW, S14, T10S, R16E; Twin Falls County.

This Application for Amendment proposes to change point of diversion and place of use.

The permit holder has applied to the Department of Water Resources for an Amendment to the Permit, to be changed as follows:

Amount: .76 cfs

Period of Use:
03/01 to 11/15

Point of Diversion:
SESENW, S05, T10S,
R18E; Twin Falls
County.

Place of Use: 38
acres within NENW,
Lot 3 (NWNW), Lot 4
(SWNW), SENW, S5,
T10S, R18E; Twin
Falls County.

Any protest against approval of the amending of Permit No. 47-08019 as set forth above must be filed with the Director, Idaho Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before September 6, 1994. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson,
Director

Affidavit of Publication

STATE OF IDAHO }
COUNTY OF TWIN FALLS } ss.

No 26279

I, Linda Capps McBuire being first duly sworn upon oath, depose and say that I am Business 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, 1994, and ending with the issue dated August 25, 1994.

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

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

STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 15 day of September in the year of 1994, before me, a Notary Public, personally appeared Linda Capps McBuire, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

SEP 22 1994

Department of Water Resources
Southern Region Office

Heva R. Feltman
Notary Public for Idaho

Residing at Twin Falls Idaho
My commission expires: 5/19/2000

OK MB
9/23/94

CLASSIFIED ADVERTISING INVOICE

The Times News

PO Box 548

Twin Falls

ID

83303

Forwarding & address correction requested

INVOICE NO.		CLASS		BILLING DATE	
26279		343		09/16/94	
INDEXING TERM					
#47-08019 <i>OK 9/23/94</i>					
START DATE			TELEPHONE NO.		
08/18/94			736-3033		
LINES/WORDS	TIMES	RATE	NET AMOUNT	GROSS AMOUNT	
82	2		59.04	59.04	
Affidavit			2.00	2.00	
PAY THIS AMOUNT ▶			61.04	61.04	

Gross Amt Due After 10/01

J E G E U W

SEP 22 1994

Department of W

RETURN THIS SECTION WITH YOUR REMITTANCE

26279

6104

THIS SPACE FOR ADDRESS ONLY

Idaho Water Resources

222 Shoshone St N

Twin Falls

ID

83301

DEC 1 1994

NOTICE OF AMENDMENT
TO A WATER PERMIT
NO. 47-08019

R. Keith Higginson,
Director

Published in the
Times News on 8/18 &
8/25/94.

Notice is hereby given that CARL STUTZMAN, of Twin Falls, ID is the holder of Approved Permit No. 47-08019 with a priority date of 11/05/1985 authorizing the diversion of 0.76 cubic feet per second of water from groundwater within the NWSWSW, S14, T10S, R16E; Twin Falls County, to be used for irrigation of 38 acres within SWSW, S14, T10S, R16E; Twin Falls County.

This Application for Amendment proposes to change point of diversion and place of use.

The permit holder has applied to the Department of Water Resources for an Amendment to the Permit, to be changed as follows:

Amount: .76 cfs

Period of Use:
03/01 to 11/15

Point of Diversion:
SESENE, S05, T10S,
R18E; Twin Falls
County.

Place of Use: 38
acres within NENE,
Lot 3 (NENE), Lot 4
(SWE), SEW, S5,
T10S, R18E; Twin
Falls County.

Any protest against approval of the amending of Permit No. 47-08019 as set forth above must be filed with the Director, Idaho Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before September 6, 1994. The protestant must also send a copy of the protest to the applicant.

DEC 19 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

10-Aug-1994

R. KEITH HIGGINSON
Director

TIMES NEWS
PO BOX 548
TWIN FALLS ID 83301

Gentlemen:

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

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

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

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

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

DEC 19 1994

NOTICE OF AMENDMENT TO A WATER PERMIT
NO. 47-08019

Notice is hereby given that CARL STUTZMAN, of Twin Falls, ID is the holder of Approved Permit No. 47-08019 with a priority date of 11/05/1985 authorizing the diversion of 0.76 cubic feet per second of water from groundwater within the NWSWSW, S14, T10S, R16E; Twin Falls County, to be used for irrigation of 38 acres within SWSW, S14, T10S, R16E; Twin Falls County.

This Application for Amendment proposes to change point of diversion and place of use.

The permit holder has applied to the Department of Water Resources for an Amendment to the Permit, to be changed as follows:

Amount: .76 cfs

Period of Use: 03/01 to 11/15

Point of Diversion: SESENW, S05, T10S, R18E; Twin Falls County.

Place of Use: 38 acres within NENW, Lot 3 (NWNW), Lot 4 (SWNW), SENW, S5, T10S, R18E; Twin Falls County.

Any protest against approval of the amending of Permit No. 47-08019 as set forth above must be filed with the Director, Idaho Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before September 6, 1994. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director

Published in the Times News on 8/18 & 8/25/94.

10-20-94
DEC 10 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

09-Aug-1994

R. KEITH HIGGINSON
Director

CARL STUTZMAN
3502C N 3000 E
TWIN FALLS ID 83301

Re: Application for Amendment, 47-08019

Dear Mr. Stutzman:

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

This office has scheduled advertising the application in the Times News on 8/18 & 8/25/94. A period of ten days following the second publication will be allowed for the submittal of protests.

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

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

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

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

DEC 19 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

June 9, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

CARL STUTZMAN
3502C N 3000 E
TWIN FALLS ID 83301

Re: Permit No. 47-08019

Dear Mr. Stutzman:

We acknowledge receipt of the correspondence assigning the ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over the typed name and title.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

RECEIVED

JUL 26 1994

March 11, 1994

Vernon and Patricia Doshier
2504 E. 3800 N.
Twin Falls, ID 83301

RE: Permit No. 47-08019

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to March 1, 1995. Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed since the department will not be able to grant additional extensions based on due diligence.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

RECEIVED
JUL 26 1994

December 31, 1993

VERNON E DOSHIER
PATRICIA M DOSHIER
RT 2 BOX 5804
TWIN FALLS ID 833010000

PROOF DUE NOTICE

RE: PERMIT NO. 47-08019

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 March 1, 1994. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

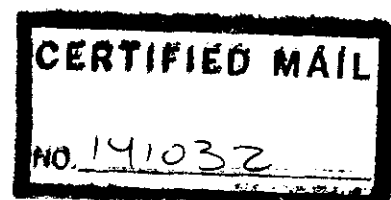
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

JUL 26 1994





State of Idaho
DEPARTMENT OF WATER RESOURCES

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

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

47-8019

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

M E M O R A N D U M

DATE: JULY 31, 1992 139367

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.

JUL 26 1994

March 13, 1992

VERNON E DOSHIER
PATRICIA M DOSHIER
RT 2 BOX 5804
TWIN FALLS ID 83301

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P47-08019

Dear Permit Holder(s):

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

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

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

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

RECEIVED

APR 09 1992

state action, and is held in trust by the State of Idaho for the use and benefit of the people within the state. Conditions pertaining to a term review, annual use fee and jurisdiction of the permit are trust water conditions.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:clh

Enclosure

RECEIVED

APR 09 1992

RECEIVED

FEB 03 1992

No 23175

Affidavit of Publication

STATE OF IDAHO }
COUNTY OF TWIN FALLS } ss.

I, Linda Capps McQuire being first duly sworn upon oath, depose and say that I am Quire 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 January 16, 1992, and ending with the issue dated January 23, 1992.

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

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

STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 27 day of January in the year of 1992, before me, a Notary Public, personally appeared Linda Capps McQuire, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Shirley R. Feltman
Notary Public for Idaho

Residing at Twin Falls County
My commission expires: 5/19/94

NOTICE OF
APPLICATION FOR
TRUST WATER RIGHT

47-07999

TAYLOR, JOYCE
353 7th AVE. E
TWIN FALLS, ID 83301Source: GROUNDWATER
Diversion Pt: SENE Sec
21 T 10S R 16E TWIN
FALLS County
Use: IRRIGATION (.400
CFS)Total Diversion: (.400
CFS)Date Filed: 5/14/1985
In: TWIN FALLS Coun
T10S R16E S21 SENE
20.0 ACRES TOTAL

47-08019

DOSHER, VERNON E
DOSHER, PATRICIA M
RT 2 BOX 5804
TWIN FALLS, IDSource: GROUNDWATER
Diversion Pt: NWSWSW
Sec 14 T 10S R 16E in
TWIN FALLS County
Use: IRRIGATION (.760
CFS)Total Diversion: (.760
CFS)Date Filed: 11/05/1985
In: TWIN FALLS Coun
T10S R16E S14 SWSW
38.0 ACRE TOTAL

47-08109

LYON, RUSSELL
RT 3 BOX 303
BUHL, ID 83316
Source: UNNAMED
STREAMTributary: CLEAR CREEK
Diversion Pt: NESENE
Sec 27 T 09S R 14E in
TWIN FALLS County
NESENE Sec 27 T 09S R
14E in TWIN FALLS
CountyUse: IRRIGATION (.150
CFS)DOMESTIC (.040 CFS)
Total Diversion: (.190
CFS)Date Filed: 12/27/1988
In: TWIN FALLS Coun
T09S R14E S26 SWNW
S27 SENE
5.0 ACRES TOTAL

47-08152

BOHLEN, RUTH
BOHLEN, MICHAEL J
2538 EAST C 3800 N
TWIN FALLS, ID 83301
Source: GROUNDWATER
Diversion Pt: NWSESW
Sec 14 T 10S R 16E in
TWIN FALLS County
Use: IRRIGATION (.150
CFS)DOMESTIC (.040 CFS)
Total Diversion: (.190
CFS)Date Filed: 11/18/1988
In: TWIN FALLS Coun
T10S R16E S14 SESW
5.0 ACRES TOTAL

47-08183

BAGGETT, LARRY
BAGGETT, DELORES
RT 4 BOX 198
BUHL, ID 83316
Source: GROUNDWATER
Diversion Pt: NESESW
Sec 18 T 09S R 15E in
TWIN FALLS County
Use: IRRIGATION (.400
CFS)Total Diversion: (.400
CFS)Date Filed: 12/15/1988
In: TWIN
T09S R
CFS

APR 09 1992

S T A T E O F I D A H O
ARTMENT OF WATER RESOURCE
State Office
1301 North Orchard St.

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

JANUARY 7, 1992

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

Dear Legal Dept.:

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

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

Please send the affidavit of publication and publication billing to this office before FEBRUARY 3, 1992.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

MICROFILMED

APR 9 1992

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

47-08019

DOSHIER, VERNON E
DOSHIER, PATRICIA M
RT 2 BOX 5804
TWIN FALLS, ID 833010000

Source: GROUNDWATER

Diversion Pt: NWSWSW Sec 14 T 10S R 16E in TWIN FALLS County.

Use: IRRIGATION (.760 CFS)
Total Diversion: (.760 CFS)

Date Filed: 11/ 5/1985

In: TWIN FALLS Coun
T10S R16E S14 SWSW

38.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before FEBRUARY 3, 1992.

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

R. Keith Higginson, Director

APR 09 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

Application No. 47-8019

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

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

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

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

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

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.

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete. 38

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

Twin Falls Canal Co.

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

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

Applicant *Ther Coffey*

Date 12-3-91

*Note: No prior development / Supplemental Groundwater
Acres not counted AS trust acreage.
Trust conditions apply though*

*TJL
2-4-92*

APR 9 1992

December 2, 1991

RE: APPLICATION FOR PERMIT NO. 47-8019

Dear APPLICANT:

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

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

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

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

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

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

RECEIVED

APR 09 1992

Page 2

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

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

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

Sincerely,

A handwritten signature in cursive script that reads "Tim Luke".

TIM LUKE
Sr. Water Resource Spec.

Enclosures

RECORDED

APR 09 1992

INTER-DEPARTMENT MEMO — 1

FROM Jim S.

DATE 11-12-85

TO File

SUBJECT Period of Use, Application for Permit of Vernon Doshier

This use is for irrigation of a sod farm, which in a year with a dry spring period could require irrigation prior to the normal irrigation season. The applicant has no written justification for the extended use period (published reports, etc.), but has only word of mouth from other sod farmers and his own experience to go by. The additional two weeks would mean only one additional irrigation, and would be used only in those rare years with an early, hot, and dry spring.

Even with an extended use period, the right could be eventually be licensed based on standard volume limitations (4.0 AFA/acre, etc.).

RECEIVED

APR 09 1992



SIGNATURE