

34

35

36

340 000
FEET

x 3765

PERMIT 47-7474 INIT AH
T. R. S. Q/Q
P/D 10S 13E 11 NEWE
SCALE _____
PHOTO ID. _____

2

Pumping Station

Falls

P/D

ROAD

BM
3767

10

x 3512

11

3900

NORTH

ROAD

Sunset Butte

JEEP TR

4006

15

14

13

DEC 19 1954

Well

3872

ROAD

3845

DEEP

47-7974

#1

P/D



Polysonic
measurement
location -



#2

P/D

DEC 19 1994

47-7974

#3

P/4



#4

36" corrugated pipe
with check gates



DEC 19 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07974

Priority: January 25, 1984 Maximum Diversion Rate: 0.77 CFS
Maximum Diversion Volume: 328.0 AF

This is to certify, that RICHARD L SVANCARA

RT 2 3954 N 750 E

BUHL ID 83316

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 25, 1984; and has submitted Proof of Beneficial Use on June 4, 1991. An examination indicates that the works have a diversion capacity of .770 cfs of water from:

WASTE WATER

tributary to SALMON FALLS CREEK

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	0.77 CFS	328.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 11, Township 10S, Range 13E
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	13E	11	NENE 33	NWNE 1	SWNE 25	
			SENE 23			82

Total number of acres irrigated: 82

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount 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.

State of Idaho
Department of Water Resources

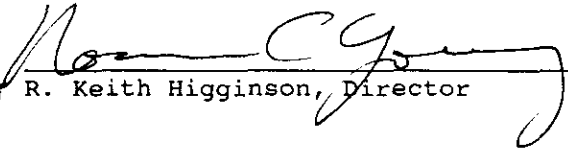
WATER RIGHT LICENSE

WATER RIGHT NO. 47-07974

CONDITIONS/REMARKS:

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

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 19th day of OCTOBER, 1994.

Acting for  R. Keith Higginson, Director

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

JUN 04 1991

Department of Water Resources
Southern Region Office

PROOF OF BENEFICIAL USE

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

1. Permit No. 47-07974 Telephone No. 543-6128

2. Name(s) of Permit Holder(s): Richard L. Svancara

3. Post Office Address: Rt #2 Buhl Idaho

4. Source of Water: Twin Falls Canal Co.

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

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

5. Extent of Use:

Domestic _____ (No. of households) Irrigation 82 (No. of acres)

Stockwater _____ (No. and type of stock) Other _____

6. Total rate and/or volume for which proof is submitted 1.64 cfs _____ acre/feet

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

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

OR

Flow Measurement Port: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No

8. Fee Enclosed: \$ 125.00 (See License Examination Fee Schedule)

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

RICHARD L. SVANCARA 543-6128
Name Telephone No.

RT 2 3954 N. 750 E. BUHL
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.

6/4/91
Date

Richard L. Svancara
Signature (and title if on behalf of a company or organization)

JUL 21 1991

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 47-07974

Proposed Priority: January 25, 1984 Maximum Diversion Rate: 1.64 CFS
This is to certify, that **RICHARD L. SVANCARA**
RT. 2
BUHL, ID 83316
has applied for a permit to appropriate water from:

WASTE WATER tributary of **SALMON FALLS CREEK**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
-----------------------	----------------------	--------------------------

IRRIGATION	05/01 to 09/30	1.64 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: NENE Sec. 11, Township 10S, Range 13E
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	13E	11	NENE 35	NWNE 1	SWNE 21	82
			SENE 25			

Total number of acres irrigated: 82

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **August 1, 1995**.
2. Subject to all prior water rights.
3. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
4. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
5. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
6. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
7. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

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SEP 12 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 47-07974

CONDITIONS/REMARKS:

8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this

16th day of August, 1990.

R. Keith Higginson
for R. Keith Higginson, Director

Michael R. ...

SEP 12 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Richard L. Svancara Phone 543-6128

Post office address Route #2, Buhl, ID 83316

2. Source of water supply Wastewater which is a tributary of Salmon Falls Cr.

3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 11 Township 10S

Range 13E B.M. Twin Falls County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.64cfs for Irrigation purposes from May 1 to Sep 30 (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:

a. 1.64 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Check dam & ditch to pond. Pump
in pond via pipeline to gravity system. Spill from pond back into wasteway.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

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 — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

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SEP 12 1990

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

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	13E	11	35	1	21	25													82

Total number of acres to be irrigated 82

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

Twin Falls Canal Co. shares

9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks This filing is being made to assure my right to pump from the wasteway flowing thru my property, although I understand that it is not necessary for me to file in order to use project wastewater on project lands. The water source consists of my own wastewater and excess canal water that is sometimes spilled into the wasteway thru my property.

RECORDED

SEP 12 1980

SECRET

Richard L. Swanson
(Applicant)

Received by JS Date 1-25-84 Time 3:27 pm
Preliminary check by VB Fee \$ 65⁰⁰
Receipted by JS Date 1-25-84 # 32979
Publication prepared by _____ Date _____
Published in _____
Publication dates _____
Publication approved _____ Date _____
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by _____

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. Other:

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SEP 12 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 20, 1994

RICHARD L SVANCARA
RT 2 3954 N 750 E
BUHL ID 83316

RE: WATER RIGHT NO. 47-07974

Dear Water Right Holder(s):

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

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:dc

Enclosure

A faint, rectangular stamp, possibly a date or filing mark, located in the bottom right corner of the page.

DEC 19 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 21 1994
Department of Water Resources

A. GENERAL INFORMATION

- Permit No. 47-7974
Phone No. (208) 543-6128
1. Owner: Richard Svancara
Current Address: Rt. 2 3954 N. 750 E. Buhl, ID
2. Accompanied by: Richard Svancara EXAM. DATE: 6-8-94
Address: Same as above Phone No. Same as above
Relationship to Permit Holder: owner
3. Source: Waste water tributary to Salmon Falls Creek

B. OVERLAP REVIEW

1. Other water rights with same place of use: Yes, TFLL shares, A010020921
☐ Copies Attached
2. Other water rights with same point of diversion: None
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)
☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

DEC 19 1994

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Acreage measurements were performed using a planimeter and the ASCS Aerial Map.

See Narrative Attachment

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	<i>General Electric</i>	<i>15</i>	<i>Not legible</i>	<i>Cornell</i>	<i>41809-10</i>

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			<i>NE</i>	<i>NE</i>	<i>11</i>	<i>10S</i>	<i>13E</i>		<i>USGS Photo Quad</i>

6. **Place(s) of Use:**

Indicate Method of Determination *ASCS Aerial Map*

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	
<i>10S</i>	<i>13E</i>	<i>11</i>	<i>33</i>	<i>1</i>	<i>25</i>	<i>23</i>													<i>82</i>

Do not use this space

DEC 19 1994

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Polysonic						

2. Measurements:

Scissors for the Polysonic were placed on the discharge pipe as close to the ground as possible.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: $\frac{342.37 + 344.22 + 351.61}{3} = 346.07 \text{ gpm} = .77 \text{ cfs}$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (82)(4.0) = 328 \frac{\text{ac-ft}}{\text{yr}}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .77(215)(1.9835) = 328.4 \frac{\text{ac-ft}}{\text{yr}}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 328 \frac{\text{ac-ft}}{\text{yr}}$

2. Volume Calculations for Other Uses:

1994

H. REMARKS AND OVERLAP REVIEW ANALYSIS

The number of acres found is the same as on permit but allocation per P.U. is different.

Season of use changed to reflect department standards.

Two flow measurement ports were in place.

The water used under this permit supplements and at times is commingled with TFCC shares.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Irrigation</i>	<i>4-1</i>	<i>10-31</i>	<i>.77 cfs</i>	<i>328 afa</i>
Totals:			<i>.77 cfs</i>	<i>328 afa</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 |

J. AUTHENTICATION

Field Examiner's Name *Alan Hanston*

Signature *Alan Hanston*

Certification Date _____

Field Report Preparation Date _____

CONSULTANT SEAL

- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.



DEC 19 1994

47-7974

Narrative Attachment

The system consists of a 15 Hp centrifugal pump that draws water through a 6" inflow pipe from a pond. The pond collects canal waste water from the owners land and a farm from the south. The pump discharges water into an 8" buried steel pipe that runs southwest about 1/2 mile to a 36" corrugated pipe with check gates. Water can then be diverted west through 12" surface pipe to a gated pipe or north through a buried 12" pipe to a corrugated tower with a trash screen.

At the 36" corrugated pipe, water can also be diverted NE into a dirt ditch to irrigate a 13 acre field. From the trash screen site, water can be diverted NW to gated pipe or north to a second gated pipe. At the SW corner of the property, runoff water collects in a small pond and is pumped into a small ditch to irrigate a small 5.6 acre field. The waste water under this permit and the canal water is all applied by gravity and recycled as much as needed. Excess water is diverted into a waste coulee that flows NE about 3/4 mile and empties into Salmon Falls Creek in SWNE, S1, 10S, 13E.

DEC 19 1994

47-07974

6-8-1994

MODE SELECT
INPUT

OUTER DIAMETER
8.0370 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1350 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
5.873 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

06-08 10:1500 *R
+002.70 % AI2

MODE SELECT
TO CHECK

0295.3 MMSEC
101.76 % T0

06-08 10:1600 *R
+342.367E 0GPM

06-08 10:2000 *R
+344.216E 0GPM

06-08 10:2000 *R
+351.613E 0GPM

RECEIVED
DEC 19 1994

34

35

36

340 000
FEET

PERMIT 47-7474 INIT AH
T. R. S. Q/Q
P/D 10S 13E 11 NENE
SCALE _____
PHOTO ID. _____

2

P/D

ROAD

BM
3767

11

Sunset
Butte 4006

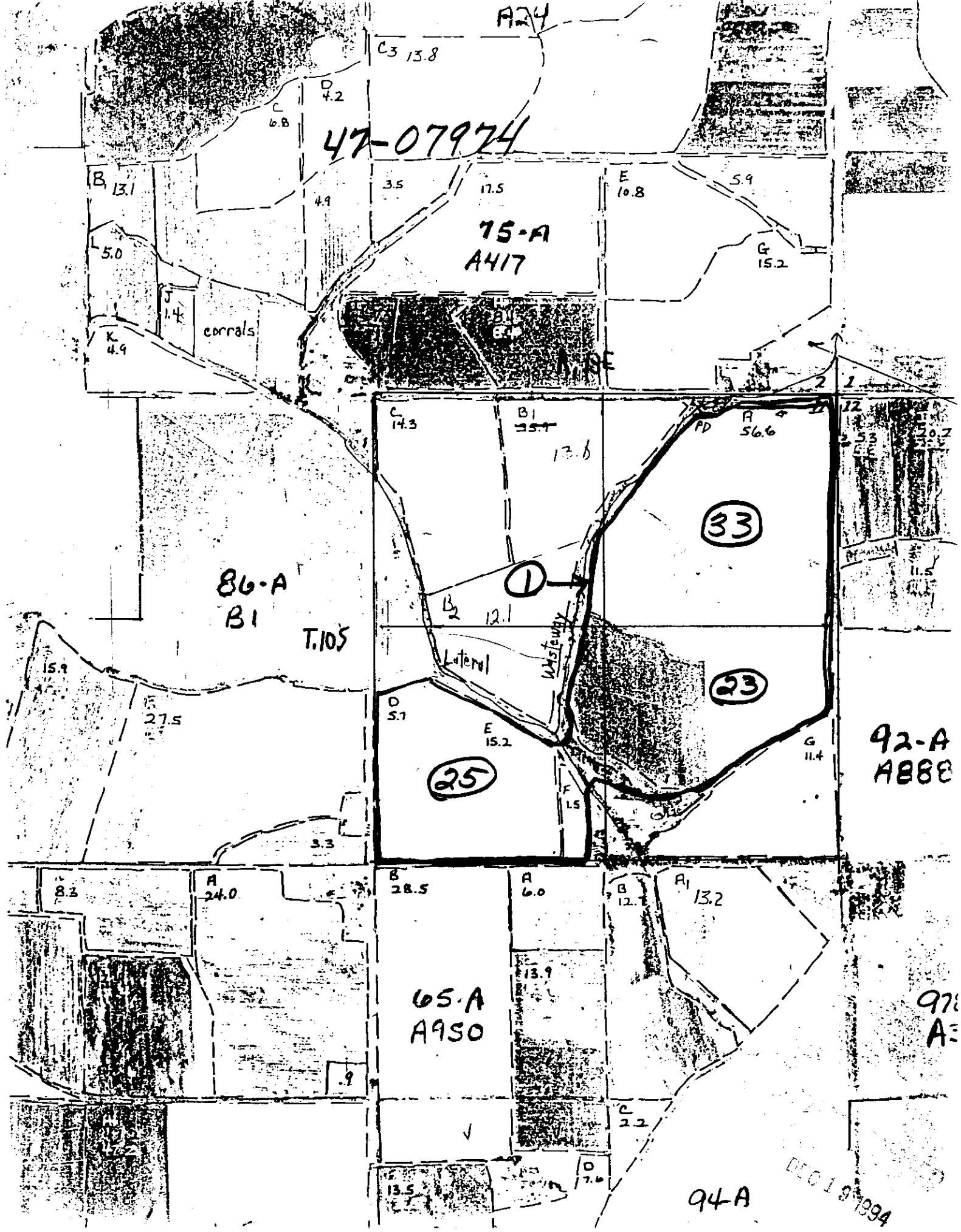
JEEP TR

14

13

3845

3872



the State of Idaho as herein set forth.

DEC 19 1994

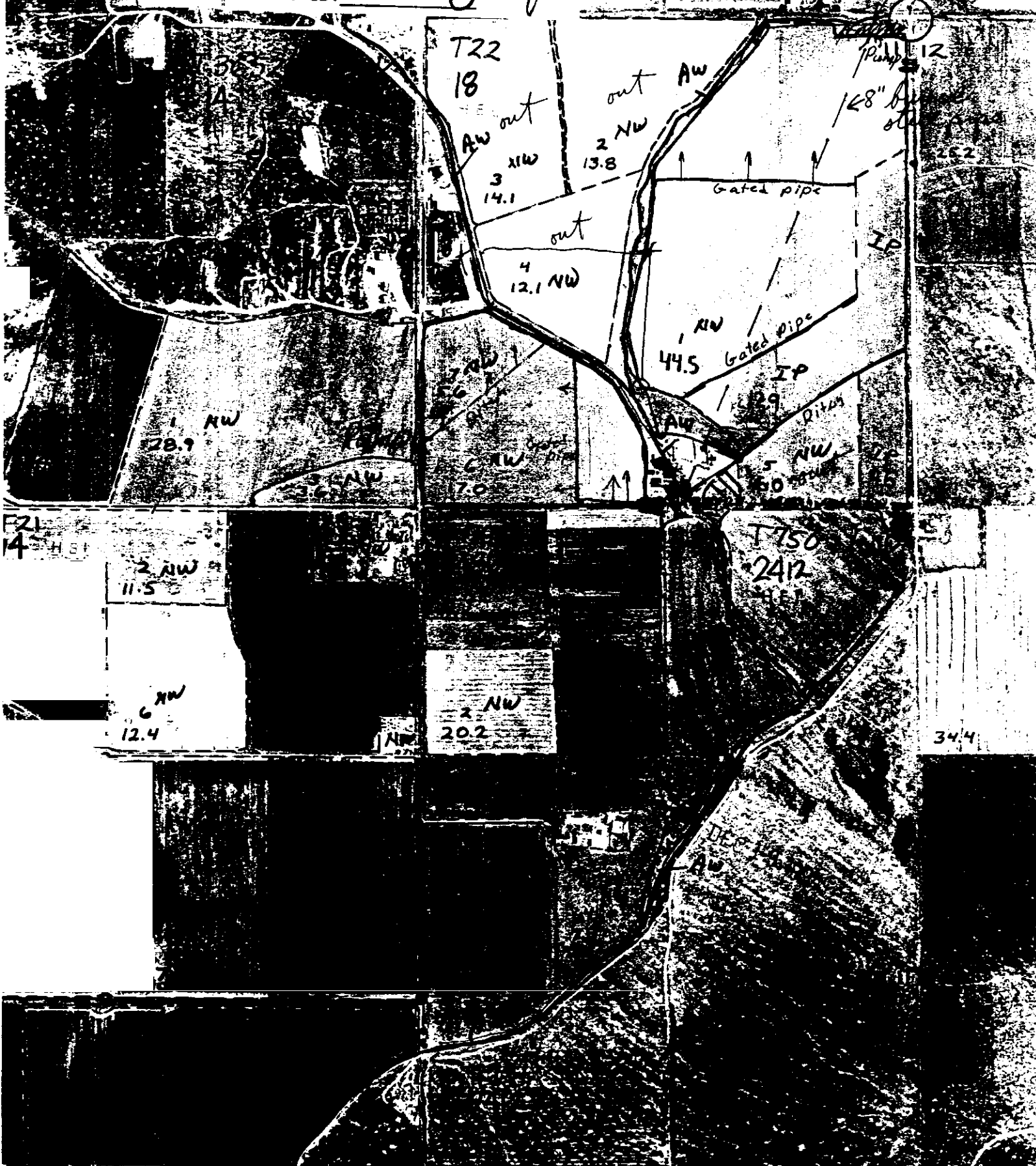
PERMIT 47-7974 INIT
T. R. S. Q/Q

P/D

SCALE

PHOTO ID.

Delivery System



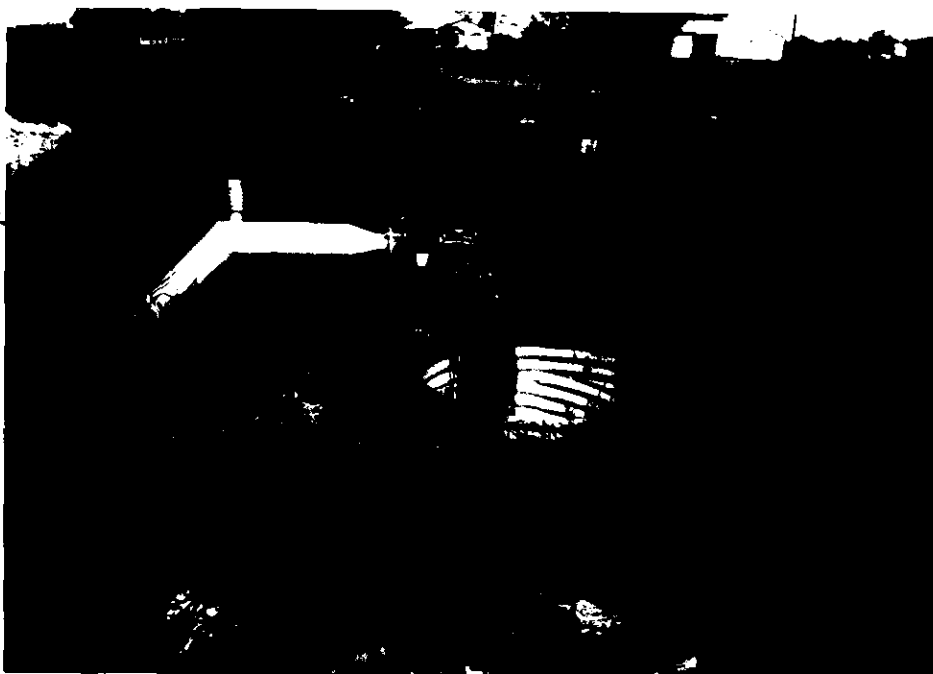
47-7974



#1

P/D

Polysonic
measurement
location—



#2

P/D

DEC 19 1994

47-7974

#3

P/4



#4

36" corrugated pipe
with check gates



DEC 18 1994

June 13, 1991

RICHARD L. SVANCARA
RT. 2
BUHL, ID 83316

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 47-07974

Dear Permit Holder:

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

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

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

JUL 21 1991

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
August 16, 1990

RICHARD L. SVANCARA
RT. 2
BUHL, ID 83316

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P47-07974

Dear Permit Holder:

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

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port to provide for the installation of measuring equipment by the Department. Enclosed please find a list of measuring device options, and specifications for the installation of the flow measurement port.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of

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SEP 12 1990

[]

Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

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SEP 12 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

August 1, 1990

Jack Eakin
Twin Falls Canal Co.
P.O. Box 326
Twin Falls, ID 83301

RE: Protest of Application for Permit No. 47-7974

Dear Mr Eakin:

The Department has received your letter of protest against approval of application no. 47-7974.

Your letter was received by the Department on July 10, 1990. The protest period for this particular application ended July 6, 1990. Since your protest was not received by the Department on or before the final protest date, the Department can not formally consider your protest and will not grant a hearing on the matter.

The Department will proceed with further processing of this application. In issuing a permit or license, the Department has the authority to impose certain conditions. The denial of your protest does not prohibit you from submitting additional material to the Department concerning this proposed project prior to the issuance of a permit or final license. Any information you send will be retained with the records of the Department.

Please feel free to contact either this office or our regional office in Twin Falls if you have questions concerning this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Tim Luke'.

Tim Luke
Sr. Water Resource Agent

MICROFILMED

SEP 12 1990



TWIN FALLS CANAL COMPANY

POST OFFICE BOX 326
TWIN FALLS, IDAHO, 83303-0326
July 10, 1990



RECEIVED

JUL 10 1990

State of Idaho
Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

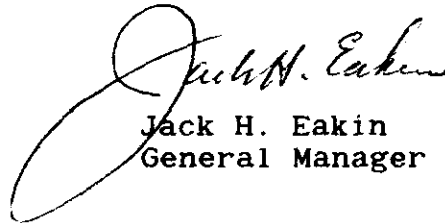
Department of Water Resources
Southern Region Office

Subject: Application for Permit No. ⁴⁷⁻07974
Richard L. Svancara
File No. 2027.01

Gentlemen:

This is to advise you of the protest of the Twin Falls Canal Company to the issuance of the above permit unless it can be demonstrated that the diversion of waste water in the amount applied for will not harm other stockholders in the area.

Very Truly Yours,


Jack H. Eakin
General Manager

JHE:cs
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SEP 12 1990

of Publication

DAHO

TWIN FALLS

ss. Department of Water Resources

JUL 2 1990

No 21417

Legals-Legals-Legals

LEGAL NOTICE LEGAL NOTICE

NOTICE OF APPLICATION FOR TRUST WATER

RIGHT
47-07974

SVANCARA, RICHARD L.

RT.2

BUHL, ID 83316

Source: WASTE WATER

Tributary: SALMON FALLS CREEK

Diversion Pt: NENE Sec 11 T 10S R 13E

Use: IRRIGATION (1.640 CFS)

Total Diversion: (1.640 CFS)

Date Filed: 1/25/1984

In: T10S R13E S11

NENE NWNE SWNE SENE

82.0 ACRES TOTAL

25-07394

DRAINAGE DISTRICT NO. ONE

C/O KENT W. FOSTER

P.O. BOX 129

IDAHO FALLS, ID 83402

Source: GROUNDWATER

Diversion Pt: SWSW SEC 4 T 04N R 38E

SWNE Sec 9 T 04N R 38E

SENE Sec 9 T 04N R 38E

NENW Sec 9 T 04N R 38E

NWNW Sec 9 T 04N R 38E

SWNW Sec 9 T 04N R 38E

SENE Sec 9 T 04N R 38E

NESW Sec 9 T 04N R 38E

SESW Sec 9 T 04N R 38E

NESE Sec 9 T 04N R 38E

NWSE Sec 9 T 04N R 38E

SWSE Sec 9 T 04N R 38E

SESE Sec 9 T 04N R 38E

SWNW Sec 10 T 04N R 38E

SENE Sec 10 T 04N R 38E

NESW Sec 10 T 04N R 38E

NWSW Sec 10 T 04N R 38E

NWNW Sec 15 T 04N R 38E

SWNW Sec 15 T 04N R 38E

SENE Sec 15 T 04N R 38E

NWSW Sec 15 T 04N R 38E

NENE Sec 16 T 04N R 38E

SENE Sec 16 T 04N R 38E

Use: IRRIGATION (60.000 CFS)

Total Diversion: (60.000 CFS)

Date Filed: 4/13/1984

In: T04N R37E S01 SENE NESE SESE

S12 NENE SWNE SENE SENW

NESW NESE NWSE

R38E S03 NENE SWNE SENE NENW

NWNW SWNW SENW NESW

NWSW SWSW SESW NESE

NWSE SWSE SESE

S04 NENE SWNE SENE NESW

NWSW SWSW SESW NESE

NWSE SWSE SESE

S05 SWNE NENW NWNW SWNW

SENE NESW NWSW SWSW

SESE NESE NWSE SWSE

SESE

S06 NENE NWNE SWNE SENE

NENW NWNW SWNW SENW

NESW NWSW SWSW SESW

NESE NWSE SWSE SESE

S07 NENE NWNE SWNE SENE

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NESE NWSE SWSE SESE

S08 NENE NWNE SWNE SENE

NENW NWNW SWNW SENW

NESW NWSW SWSW SESW

NESE NWSE SWSE SESE

S09 NENE NWNE SWNE SENE

NENW NWNW SWNW SENW

NESW NWSW SWSW SESW

NESE NWSE SWSE SESE

S10 NENE NWNE SWNE SENE

NENW NWNW SWNW SENW

NESW NWSW SWSW SESW

NESE NWSE SWSE SESE

S15 NENE NWNE SWNE SENE

NENW NWNW SWNW SENW

being first duly sworn upon oath, depose
I am Bonnie Schuch of the TIMES-NEWS, published daily, at
Idaho, and do solemnly swear that a copy of the notice of advertisement, as per
hed, was published in the regular and entire issue of said newspaper, and not in
nt thereof, for Two consecutive Weeks

with the issue dated June 21, 1990

with the issue dated June 28, 1990

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

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

HO

WIN FALLS

18 day of July in the year of 1990, before me,

personally appeared Bonnie Schuch
I declared to me to be the person whose name subscribed to the within instrument, and being by me first
advised 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: 9-6-94

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SEP 12 1990

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

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

JUNE 12, 1990

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 JULY 6, 1990.

Yours truly,

SHARLA CURTIS
Secretary

Encl.

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SEP 12 1990

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

47-07974

SVANCARA, RICHARD L.
RT. 2
BUHL, ID 83316

Source: WASTE WATER

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In: T10S R13E S11 NENE NWNE SWNE SENE
82.0 ACRES TOTAL

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before JULY 6, 1990.

R. KEITH HIGGINSON, Director

Published 6/21/1990 & 6/28/1990

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SEP 12 1990

MEMORANDUM

TO: FILE/APPLICATION NO. 47-7974

FROM: TIM LUKE *TL*

RE: SWAN FALLS PROCESSING/~~AMENDMENTS~~

DATE: 6-5-90

=====

The applicant has returned the trust water information questionnaire and stated that the source under the filing has not been developed for irrigation purposes.

The application seeks appropriation of a wastewater source within an irrigation district's boundaries. All of the lands described under the application are irrigated with canal shares from the Twin Falls Canal Co. The attached place of use overlap report and 1986 remote sensing data confirms prior irrigation of lands. Department orthophoto further confirms prior development.

The application will be processed as a trust water filing since the supplemental source has not yet been developed, but the acreage will not count as trust acreage.

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SEP 12 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

RECEIVED
JUN 4 1990

Department of Water Resources

Application No. 47-7974

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 propoerty 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 restrictions and/or conditions. You may be asked to verify uses established prior to October, 1984.)

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

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete. 82

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

160 shares Twin Falls Canal Co. $\frac{3}{8}$ " per share

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 Richard L. Swanson

Date 5/31/90

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SEP 12 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

May 4, 1990

RE: APPLICATION FOR PERMIT NO. 47-7974

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, the Department will issue a notice requesting additional information as required by Water Appropriation Rule 4,5. (in particular, Rules 4,5,3. thru 4,5,3,5, apply to your project if it is more than 200 acres).

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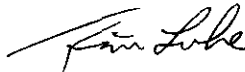
Page 2

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
Attn: Tim Luke

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

Sincerely,



TIM LUKE
Sr. Water Resource Agent

Enclosures

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SEP 12 1990