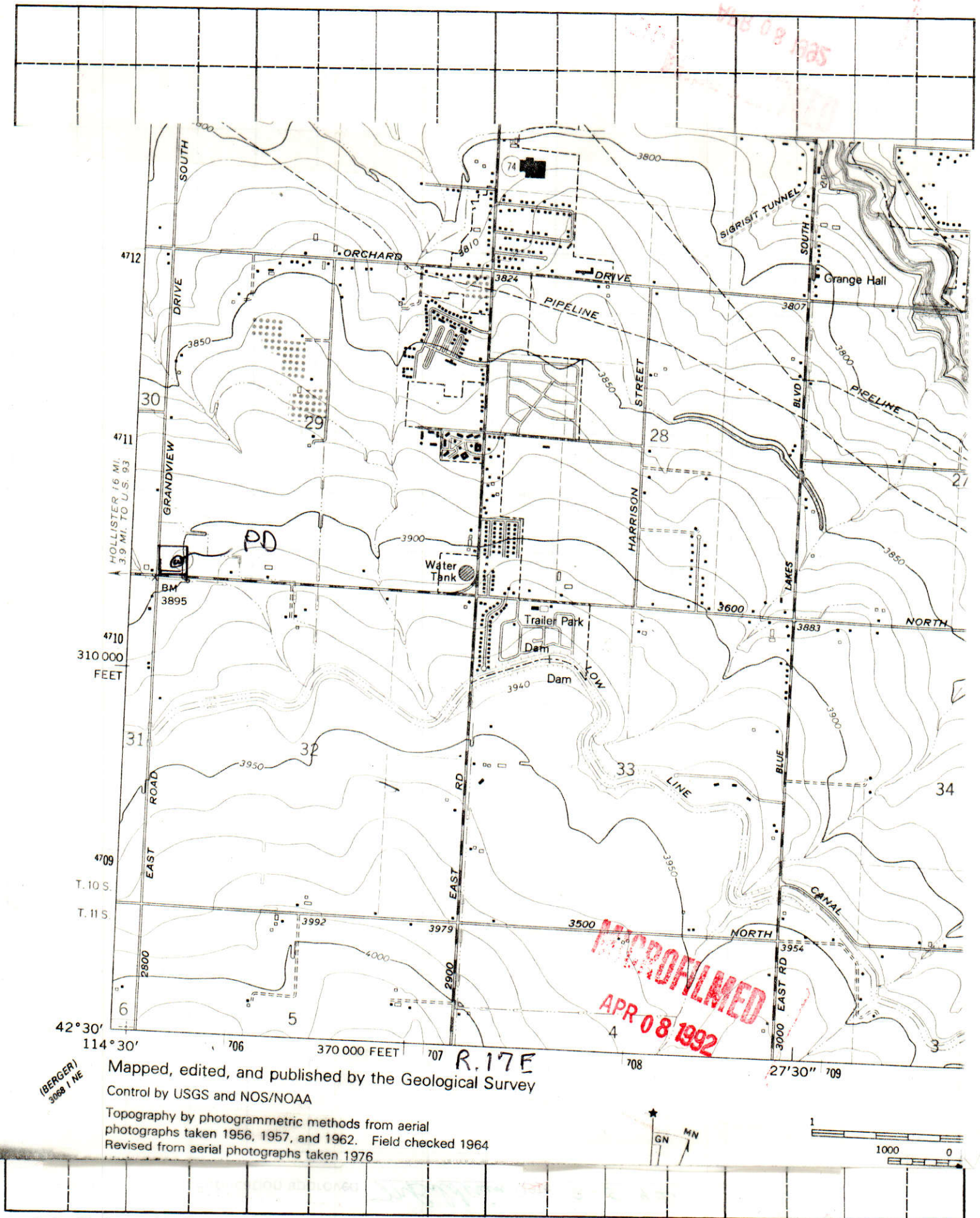


47-7868

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



Mapped, edited, and published by the Geological Survey
Control by USGS and NOS/NOAA
Topography by photogrammetric methods from aerial
photographs taken 1956, 1957, and 1962. Field checked 1964
Revised from aerial photographs taken 1976

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.

Doyle Morris
(Applicant)

NOTICE OF
APPLICATION FOR
WATER RIGHTS

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

47-07868
CUSTER, MARVIN
434 HWY 74 RT 4
TWIN FALLS, ID 83301
Source: GROUNDWATER
Diversion Pt: SWSW Sec
29 T 10S R 17E in TWIN
FALLS County.
Use: IRRIGATION (.160
CFS)
STOCKWATER (.020
CFS)

Total Diversion: (.180
CFS)
Date Filed: 3/25/1983
In: TWIN FALLS County
T10S R17E S29 SWSW
8.0 ACRES TOTAL

The permits will be sub-
ject to all prior water
rights. Protests must be
filed with the Director,
Dept. of Water Resources,
Southern Region, 222
Shoshone Street East,
Twin Falls, ID 83301 on or
before JANUARY 20,
1992.

R. KEITH HIGGINSON,
Director
PUBLISH: Thursday, Jan-
uary 2 and 9, 1992.

Southern Region Office

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 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 January 2, 1992,
and ending with the issue dated January 9, 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 ex-
cept 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 24 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.

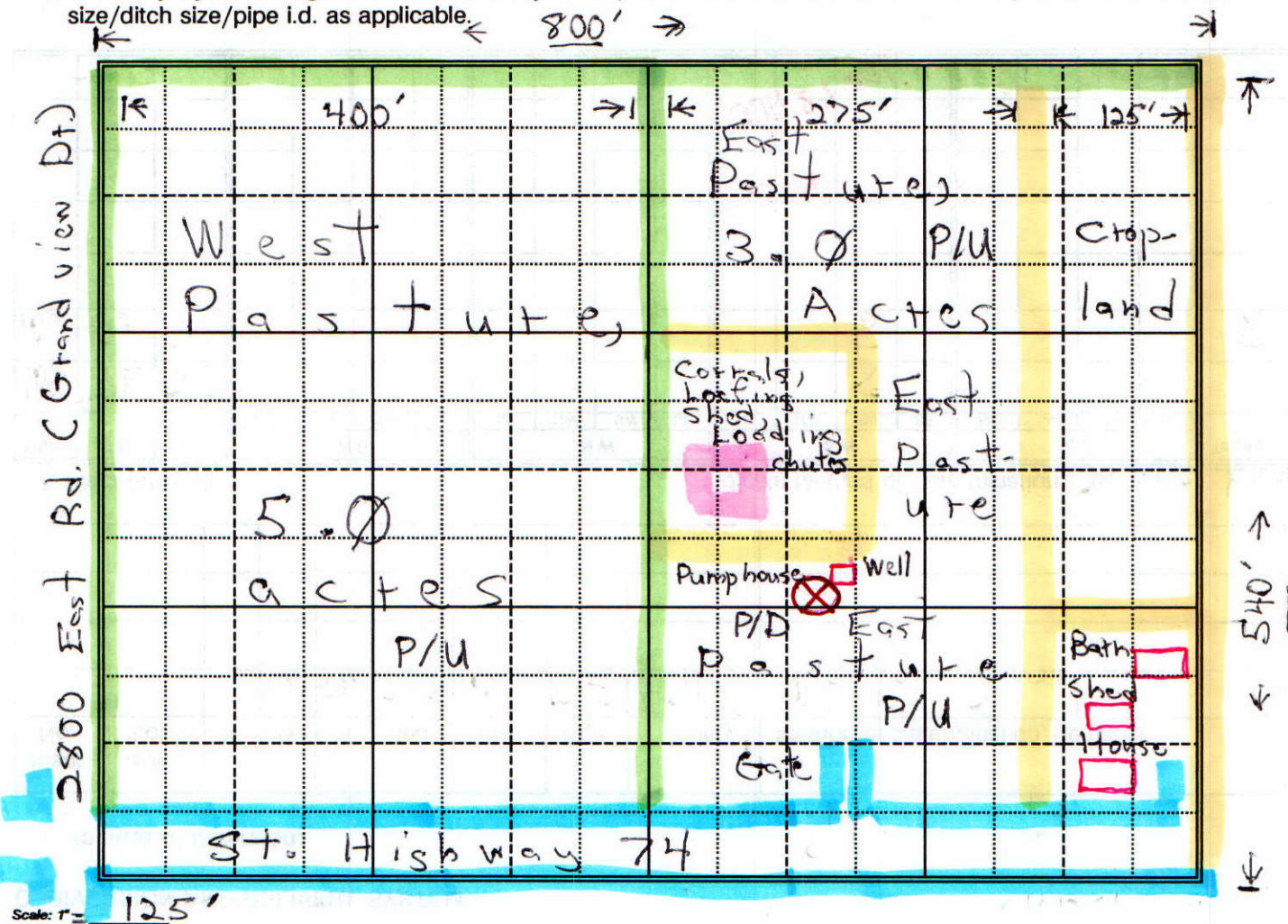
Debra R. Feltman
Notary Public for Idaho
Residing at Twin Falls County
My commission expires: 3/19/94

No 23118

APR 08 1992

OK
MB
2-5-92

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



Scale: 1" = 125'

☒ 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
	Sta-tite	5.0	40P40028	Sta-tite	Unknown

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

RECORDED

JUN 27 1996

PERMIT 47-07868 INIT
T. R. S. Q/Q
P/D 10S 17E 29 SWSW
SCALE
PHOTO ID.

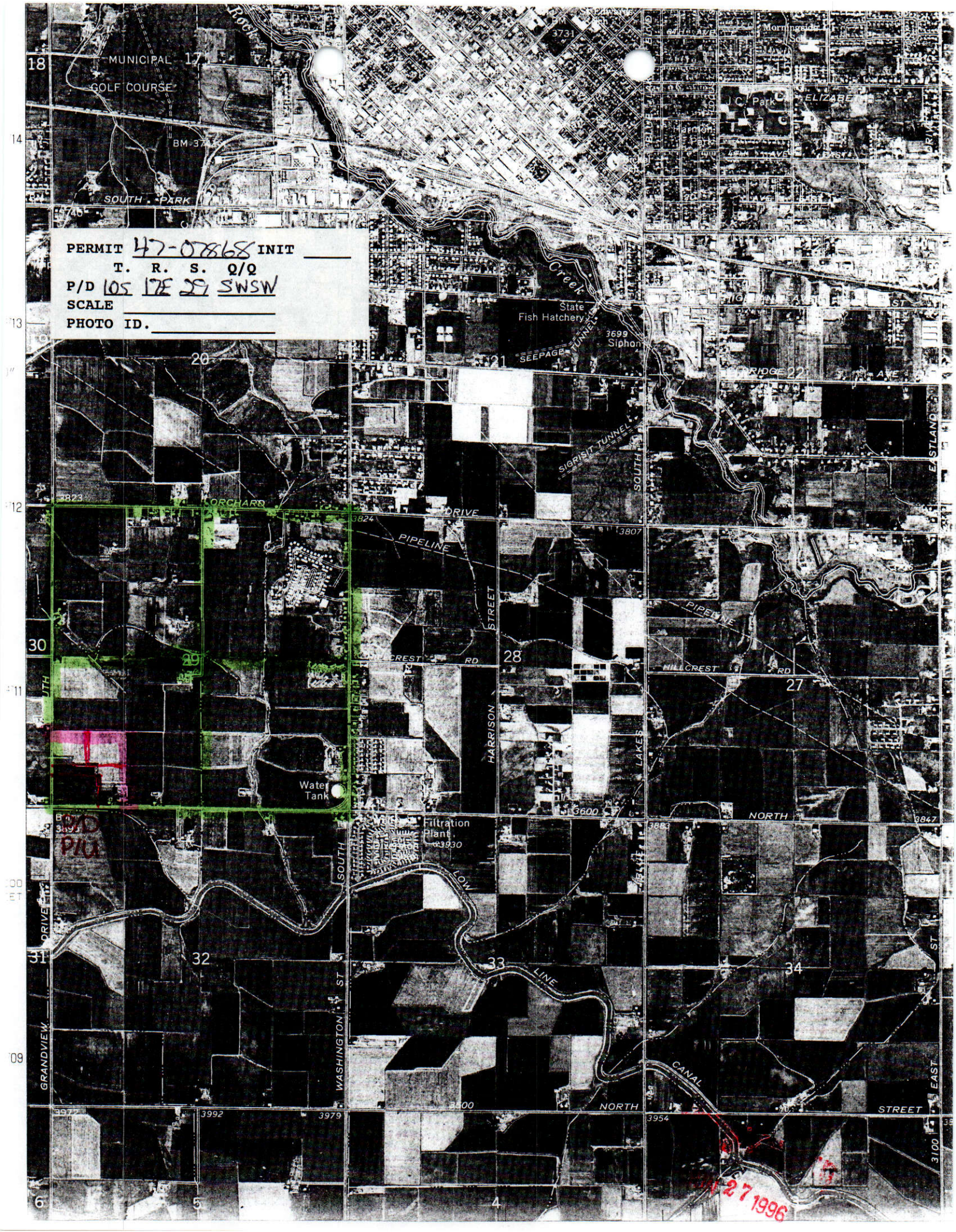
JUN 27 1996

Produced by the United States Geological Survey
Control by USGS and NOS/NOAA

SCALE 1:250,000

SCALE 1:

PERMIT 47-07868 INIT _____
T. R. S. Q/Q
P/D 105 17E 29 SWSW
SCALE _____
PHOTO ID. _____



MR #47-07868



P/D
(Well house,
well head,
pump &
pencil
location)



P/U
(south
portion of
east
pasture)

RECEIVED
JUN 27 1996

47-07868

W # 47-07868



P/U
(west
pasture)



P/U
(east
pasture)

JUN 27 1996

47-07868

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07868

Priority: March 25, 1983

Maximum Diversion Rate:

0.18 CFS

This is to certify, that MARVIN CUSTER
434 HWY 74
RT 4
TWIN FALLS ID 83301

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 25, 1983; and has submitted Proof of Beneficial Use on February 5, 1993. An examination indicates that the works have a diversion capacity of 0.190 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	0.16 CFS	
STOCKWATER	01/01 to 12/31	0.02 CFS	
	Totals	0.18 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 29, Township 10S, Range 17E
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	17E	29	SWSW	8		8

Total number of acres irrigated: 8

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

JUN 27 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07868

CONDITIONS OF APPROVAL AND REMARKS

5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual diversion volume of 32.0 af for irrigation of the lands above.
6. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased, or used on any other place of use.
7. Stockwater use under this right is limited to the annual diversion volume of 0.7 acre feet.

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 31st day of MAY, 1996.

Acting for


KARL J. DREHER, Director

RECEIVED

FEB 5 1993

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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. 77-07868 Telephone No. 733-8218
2. Name(s) of Permit Holder(s): Marvin Custer + Dorothy Custer
3. Mailing Address: 434 Hwy 74 Rt 4 Twin Falls, ID 83301
4. Source of Water:

If **GROUNDWATER**, Well Driller's Name: Date Drilled: Prior to 7/89

OPTIONAL:

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

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

Domestic (No. of households) Stockwater 35 head (No. and type of stock)
Irrigation 8 (No. of acres) Other

6. Total rate and/or volume for which proof is submitted 0.818 cfs OR acre/feet

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

Measuring device: Required? Yes No Installed? Yes No

OR

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

8. Fee Enclosed: \$ 50⁰⁰ (See License Fee Schedule on back of Instruction Sheet)

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

Marvin Custer 733-8218
Name Telephone No.
434 Hwy 74 Rt 4
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.

FEB 17 1993

2/4/93 Marvin Custer Dorothy Custer
Date Signature (and title, if on behalf of a company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 47-07868

Proposed Priority: March 25, 1983
This is to certify, that **MARVIN CUSTER**
434 HWY 74
RT 4

Maximum Diversion Rate: 0.18 CFS

TWIN FALLS ID 83301

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	04/01 to 10/31	0.16 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
	Totals	0.18 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 29, Township 10S, Range 17E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10S 17E 29	SWSW 8			8

Total number of acres irrigated: 8

PLACE OF USE: STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **April 1, 1993**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. 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.
5. 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.
6. Stockwater use is for 35 head of mixed stock.

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

30th day of March, 1992

APR 08 1992

for J. Glen Saylor
R. Keith Higginson, Director

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

I, Doyle Morris, hereby assign to Marvin Custer
of Rt 5 Box 8260 Twin Falls, ID 83301
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 47-7868
to appropriate the public waters of the State of Idaho.

☐ 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 that portion of the permit being assigned by listing the acreage within
each 40acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 25 day of April, 19 84.

Doyle Morris
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Twin Falls) ss.

On this 25 day of April, 19 84, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Loren O. Palmer
Notary Public residing at
Twin Falls

My commission expires:
Life

APR 08 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 Doyle ^{AND} Mr Amy Morris Phone 733-4443
Post office address Rt#5, Twin Falls, ID 83301
2. Source of water supply Groundwater which is a tributary of —
3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 29 Township 10S
Range 17E B.M. Twin Falls County, additional points of diversion if any: —

4. Water will be used for the following purposes:

- Amount 0.16 cfs for Irrigation purposes from * April 1 Oct 31 BLM
(cfs or acre-feet per annum) Mar 15 to Nov 15 (both dates inclusive)
- Amount .02 cfs for Stockwater purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount — for — purposes from — to — (both dates inclusive)
(cfs or acre-feet per annum)
- Amount — for — purposes from — to — (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

- a. 0.18 cubic feet per second and/or b. — acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. 6" x 160' deep well 5hp
Submersible pump. to sprinkler system
- 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 6 inches; proposed depth of well is 160 feet.

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

8. Description of proposed uses:

a. If water is not for irrigation:

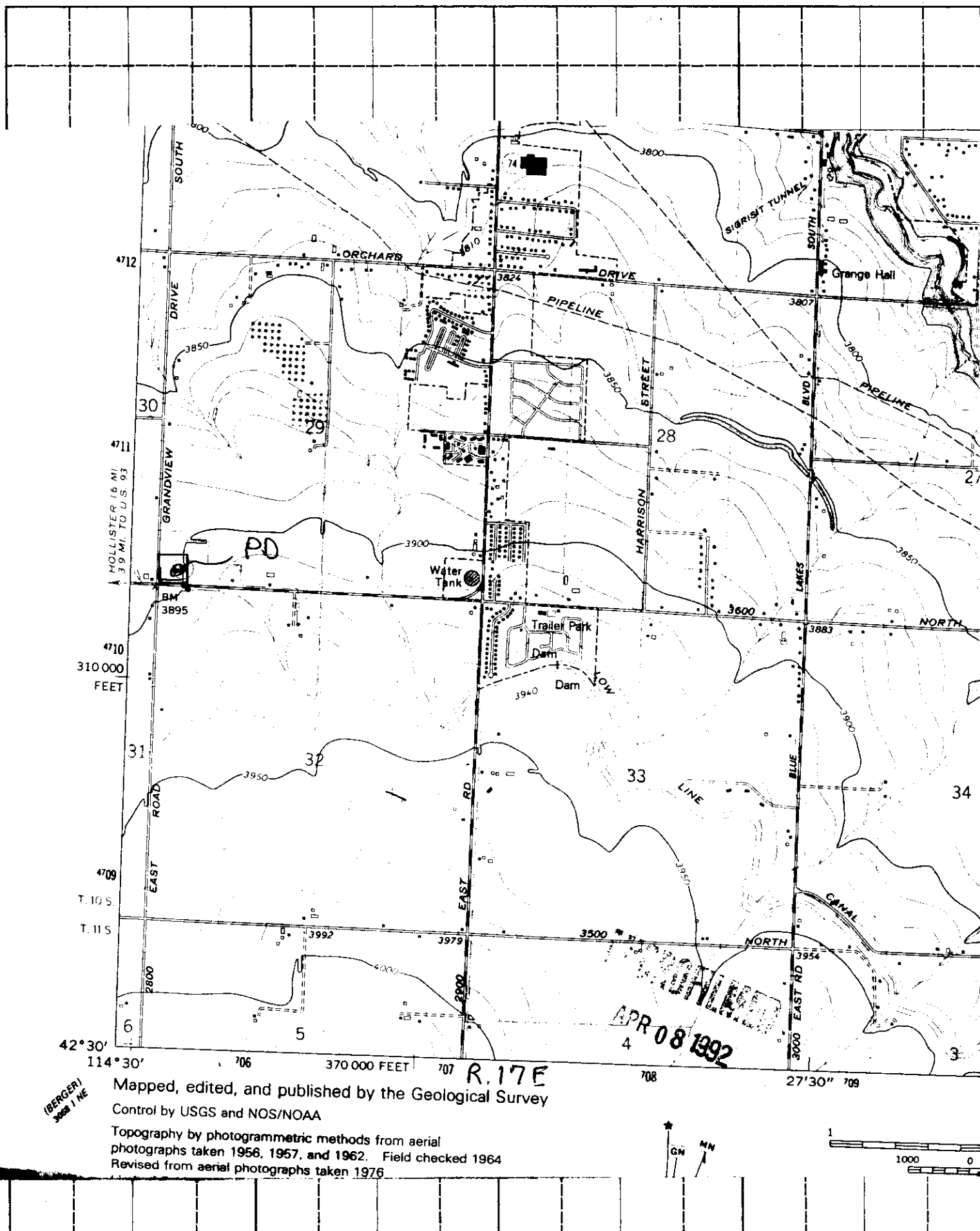
- (1) Give the place of use of water: SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 29 Township 10S
Range 17E B.M.
- (2) Amount of power to be generated: — horsepower under — feet of head.
- (3) List number of each kind of livestock to be watered 30 hd Beef cattle
3 horses 2 mules
- (4) Name of municipality to be served —, or number of families to be supplied with domestic water —.
- (5) If water is to be used for other purposes describe: —

MICROFILMED
APR 08 1992

* New standard irrigation season.

1-1868

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



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

Doyle Morris
(Applicant)

Received by TGB Date 3-25-93 Time 3:00
Preliminary check by JL Fee \$ 30⁰⁰
Receipted by TGB Date 3-25-93 # 26116
Publication prepared by MB Date 12-17-91
Published in Idaho News
Publication dates 1/2 & 1/9/92
Publication approved MBaldwin Date 2-5-92
Protests filed by: _____

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

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:

APR 08 1992

NOTICE OF
APPLICATION FOR
WATER RIGHTS

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

47-07868
CUSTER, MARVIN
434 HWY 74 Rt 4
TWIN FALLS, ID 83301
Source: GROUNDWATER
Diversion Pt: SWSW Sec
29 T 10S R 17E in TWIN
FALLS County
Use: IRRIGATION (.160
CFS)
STOCKWATER (.020
CFS)

Total Diversion: (.180
CFS)

Date Filed: 3/25/1983
in: TWIN FALLS County
T 10S R 17E S29 SWSW
3.0 ACRES TOTAL

The permits will be sub-
ject to all prior water
rights. Protests must be
filed with the Director,
Dept. of Water Resources,
Southern Region, 222
Shoshone Street East,
Twin Falls, ID 83301 on or
before JANUARY 20,
1992.

KEITH HIGGINSON,
Director
PUBLISH: Thursday, Jan-
uary 2 and 9, 1992.

Affidavit of Publication

STATE OF IDAHO
COUNTY OF TWIN FALLS } SS.

No 23118

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 2, 1992,
and ending with the issue dated January 9, 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 ex-
cept 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 consolidated 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

APR 08 1992

On this 24 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.

Debra R. Feltman
Notary Public for Idaho

Residing at Twin Falls County

My commission expires: 5/19/94

OK
NB
2-5-92

CLASSIFIED ADVERTISING INVOICE

TWIN FALLS TIMES NEWS
 132 3RD ST W.
 P. O. BOX 548
 TWIN FALLS ID 83303

Forwarding & address correction requested

INVOICE NO.		CLASS	BILLING DATE	
23118		343	01/24/92	
INDEXING TERM				
47-07868				
START DATE		TELEPHONE NO.		
1/02/92		736-3037		
LINES/WORDS	TIMES	RATE	NET AMOUNT	GROSS AMOUNT
40	2		28.80	28.80
AFFIDAVI			2.00	2.00
PAY THIS AMOUNT			30.80	30.80

GROSS AMT DUE AFTER 02/03

RECEIVED

JAN 20 1992

Department of
Resources

RETURN THIS PORTION WITH YOUR REMITTANCE

23118

3080

THIS SPACE FOR ADDRESS ONLY

IDAHO WATER RESOURCES

 222 SHOSHONE EAST
 TWIN FALLS

 ID
 83301

MICROFILM

APR 08 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

June 3, 1996

MARVIN CUSTER
434 HWY 74
RT 4
TWIN FALLS ID 83301

RE: WATER RIGHT NO. 47-07868

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:rl

Enclosure

MAILED JUN 13 1996
JUN 27 1996

MEMORANDUM

DATE: May 30, 1996
TO: File No. 47-07868
FROM: Cindy Zimmerman³.
SUBJECT: Telephone Conversation

=====

Per telecon today with Dorothy Custer, they use their 8 shares of Twin Falls Canal Co. water to irrigate this property. They use groundwater to supplement the surface water.

RECEIVED
JUN 27 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

LIVED
9 3 1995
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 47-07868

1. Owner: Marvin Custer Phone No. (208) 733-8218

Current Address: 434 Highway (St.) 94, Rt. 4, Twin Falls, ID 83301

2. Accompanied by: Marvin Custer EXAM DATE: 6/19/95

Address: Same Phone No. Same

Relationship to Permit Holder: Same

3. Source: Ground water tributary to None

B. OVERLAP REVIEW

1. Other water rights with the same place of use: None

2. Other water rights with the same point of diversion: None

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
					SW SW 29	10S	17E	Falls	Photo Quads

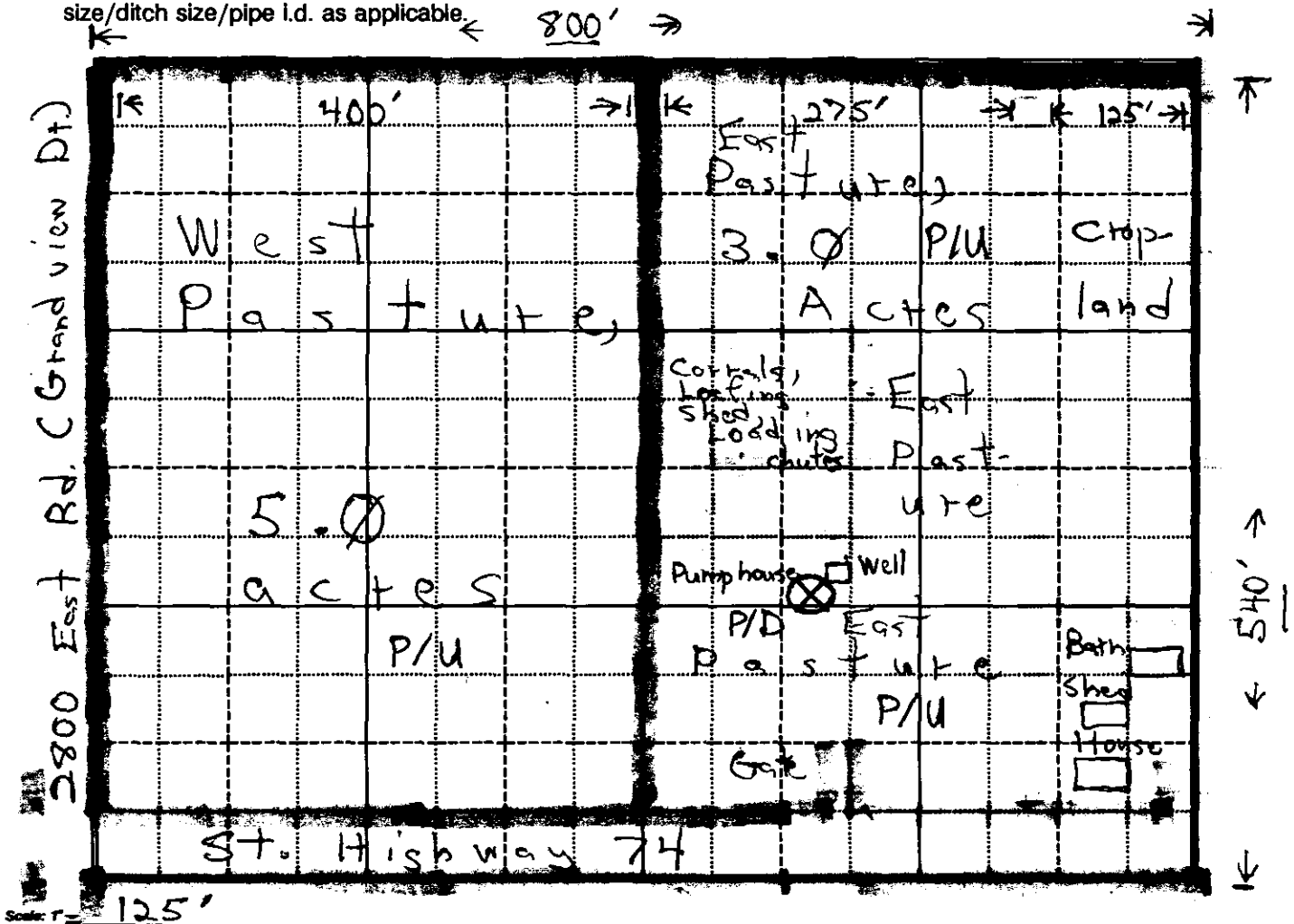
2. Place(s) of Use:

Indicate Method of Determination On-site Exam

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	17E	29											S						
10S	17E	29											8						8

JUN 27 1995

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



☒ 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
	Sta-rite	5.0	40P40025	Sta-rite	Unknown

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

JUN 27 1996

E. NARRATIVE/REMARKS/COMMENTS

A 6" dia. well, with a 5.0 hp submersible pump & motor, diverts water to 8.0 acres of pasture for irrigation and to approximately 35 head of cattle for drinking, year-around. The irrigation system will supply 20-rainbird sprinklers with $\frac{9}{16}$ " nozzles at 3.75 gpm, for a total flow rate of .17 c.f.s.. The stock water recommendation is based on Table #6, which allocates .02 cfs & .7 gfa for 26-50 head of range cattle on an annual basis.

No overlaps were found.

Have conditions of permit approval been met? ☒ yes

☐ no

RECEIVED
JUN 27 1996

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$Q = \frac{(5.0)(8.8)(0.7)}{[(2.31 \times 40) + 100]} = .16 \text{ cfs}$$

$$\frac{(20) (3.75)}{\text{sprinklers} \times \text{spm}} = \frac{75 \text{ spm}}{449 \text{ spm}} = .17 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (8.0) (4.0) = 32.0 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (.17)(214)(1.9835) = 72.2 \text{ afa}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{D.R.} = 32.0 \text{ afa}$$

2. Volume Calculations for Other Uses:

Stock water use:

$$\frac{(35 \text{ cattle}) (12 \text{ gpd}) (365 \text{ days})}{325,850 \text{ gals.}} = .47 \text{ afa}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4-1	10-31	.16	32.0
Stock water	1-1	12-31	.02	.7
Totals:			.18	32.7

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

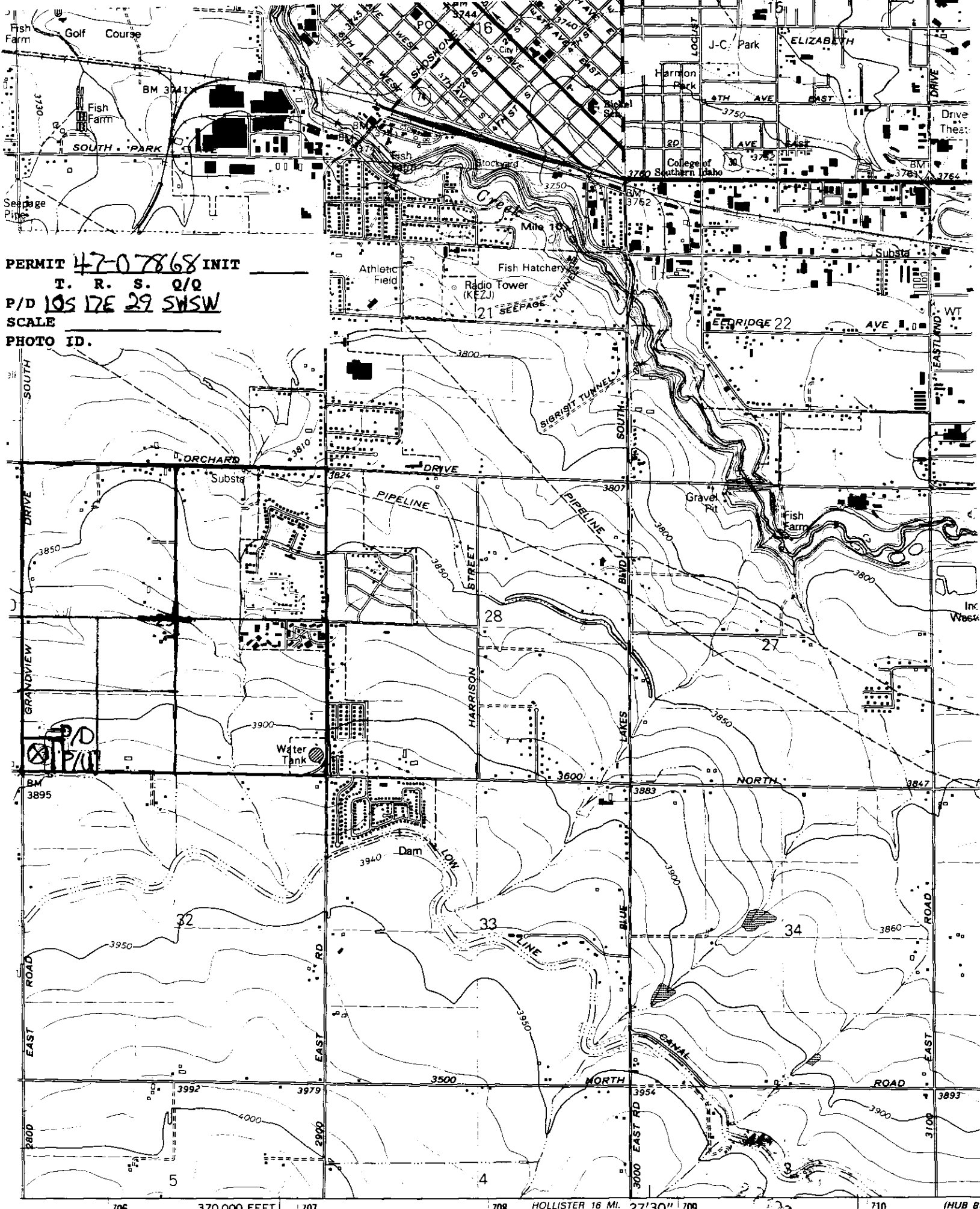
I. AUTHENTICATION

Field Examiner's Name Brian Campbell Date 6/29/95

Reviewer _____ Date _____

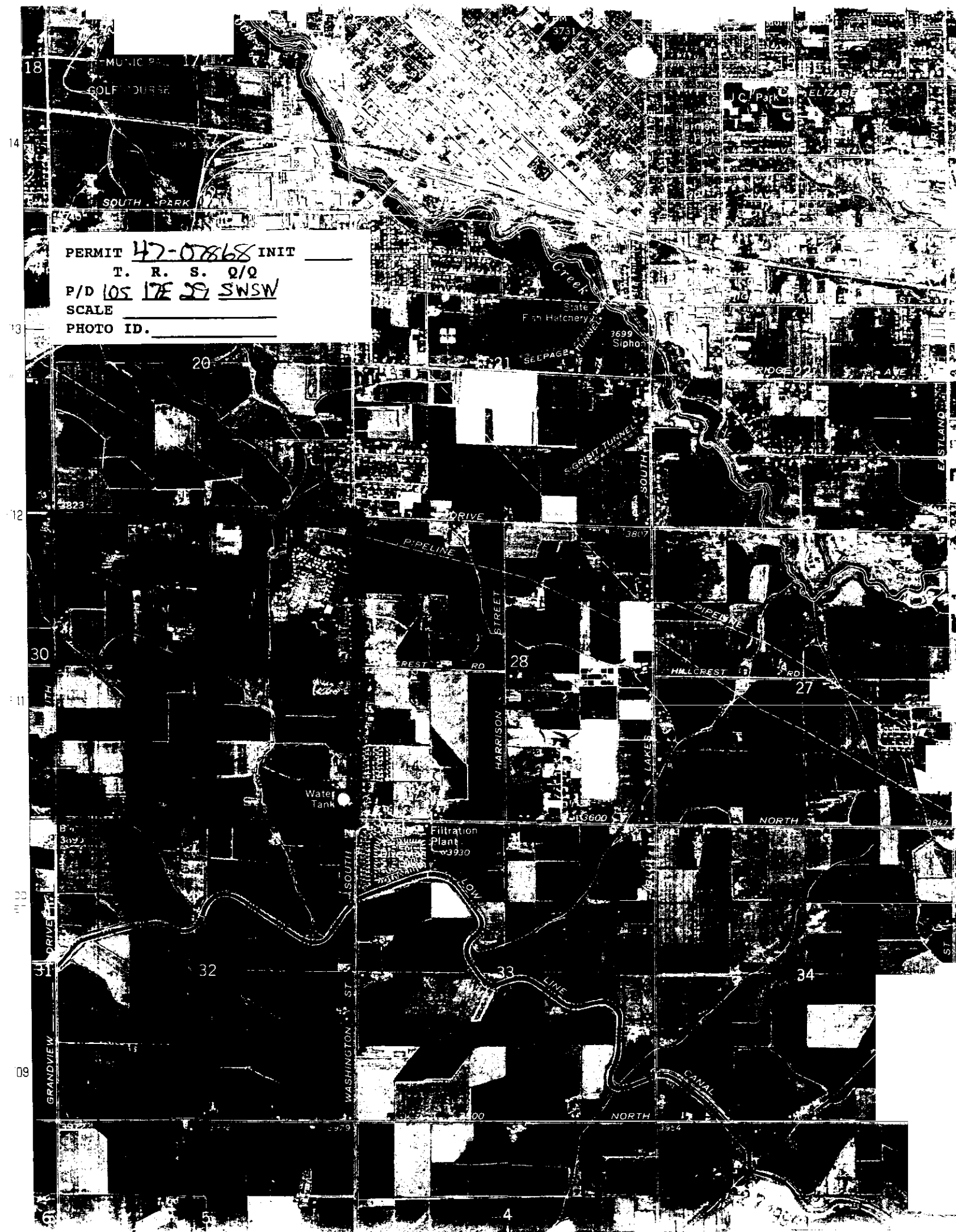
SEAL

JUN 30 1996



PERMIT 47-07868 INIT
T. R. S. Q/Q
P/D 105 DE 29 SWSW
SCALE
PHOTO ID.

PHOTO ID.



WR # 47-07868



P/D
(Well house,
well head,
pump &
pencil
location)



P/U
(south
portion of
east
pasture)

JUN 27 1996

47-07868

W # 47-07868



P/U
(west
pasture)



P/U
(east
pasture)

JUN 27 1996

47-07868

February 12, 1993

MARVIN CUSTER
434 HWY 74
RT 4
TWIN FALLS ID 83301

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 47-07868

Dear Permit Holder:

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

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

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECEIVED
FEB 17 1993

January 31, 1993

MARVIN CUSTER
434 HWY 74
RT 4
TWIN FALLS ID 83301

PROOF DUE NOTICE

RE: PERMIT NO. 47-07868

Dear Permit Holder:

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

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

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

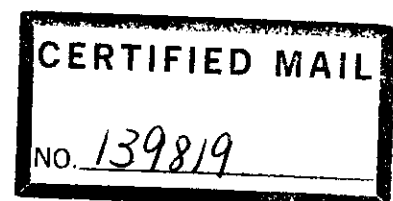
SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

RECEIVED

FEB 17 1993





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

47-7868

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

M E M O R A N D U M

DATE: JULY 31, 1992

TO: WATER RIGHT HOLDERS AND APPLICANTS IN TWIN FALLS
LOW-TEMPERATURE GEOTHERMAL MORATORIUM AREA

FROM: NORM YOUNG

RE: EXTENSION OF MORATORIUM

139347

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.

FEB 17 1993



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

April 2, 1992

MARVIN CUSTER
434 HWY 74
RT 4
TWIN FALLS ID 83301

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 47-07868

Dear Permit Holder:

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

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

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.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:clh

Enclosures

MICROFILMED

APR 08 1992

NOTICE OF APPLICATION FOR WATER RIGHT

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

47-07868

CUSTER, MARVIN
434 HWY 74
RT 4
TWIN FALLS, ID 83301

Source: GROUNDWATER

Diversion Pt: SWSW Sec 29 T 10S R 17E in TWIN FALLS County.

Use: IRRIGATION (.160 CFS)
STOCKWATER (.020 CFS)
Total Diversion: (.180 CFS)

Date Filed: 3/25/1983

In: TWIN FALLS County
T10S R17E S29 SWSW

8.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on or before JANUARY 20, 1992.

R. KEITH HIGGINSON, Director

Published: 1/ 2/1992 & 1/ 9/1992

APR 08 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301
(208) 736-3033

DECEMBER 17, 1991

TIMES NEWS
PO BOX 548
TWIN FALLS, ID 83303-548

Gentlemen:

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

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

Please send the affidavit of publication and publication billing to this office before JANUARY 20, 1992.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

RECEIVED
APR 08 1992

APR 08 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

17-Dec-1991

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

MARVIN CUSTER
434 HWY 74
RT 4
TWIN FALLS ID 83301

Re: Application for Permit No. 47-07868

Dear Mr. Custer:

This office will be advertising the application in the Times News on 1/2 & 1/9/1992. A period of ten days following the second publication will be allowed for the submittal of protests.

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

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

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

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

APR 08 1992

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 47-7868

DATE: 12-10-91

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

The applicant has returned a trust water information questionnaire stating that development as represented by the application was completed prior to 1984. Since the application was also made prior to 1984, the filing is exempt from review and trust water processing requirements of Section 42-203C.

I recommend continued processing of the application. File to be returned to region for routine (i.e.; public water or non-trust) advertising.

APPROVED

APR 08 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

RECEIVED
DEC 09 1991

Application No. 47-7868
7868

Department of Water Resources

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

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

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

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

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

b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain conditions. You may be asked to verify uses established prior to October, 1984.)

5HP PUMP IN 160' DEEP WELL TO SPRINKLER SYSTEM ON 8 ACRES
OLCFS STOCK WATER

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

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

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

8 SHARE T.F. CANAL CO. WATER

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 Marvin F. Custer

Date Dec. 5, 1991

Wally B. Custer

FILED

APR 08 1992

December 2, 1991

RE: APPLICATION FOR PERMIT NO. 47-7868

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 08 1992

Page 2

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

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

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

Sincerely,



TIM LUKE
Sr. Water Resource Spec.

Enclosures

APR 08 1982



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

1041 Blue Lakes Blvd, North
Twin Falls, Idaho 83301
(208) 734-3578

April 25, 1984

Marvin Custer
Rt. 5 - Box 8260
Twin Falls, Idaho 83301

Re: Application for Permit No. 47-7868

Dear Mr. Custer:

Enclosed is a copy of application for permit No. 47-7868 which has been assigned to you by the original applicant.

If you have any questions regarding your application for permit, please feel free to contact this office.

Very truly yours,

Loren O. Holmes
Southern Region Supervisor

LOH:marya

Encl:

APR 30 1984