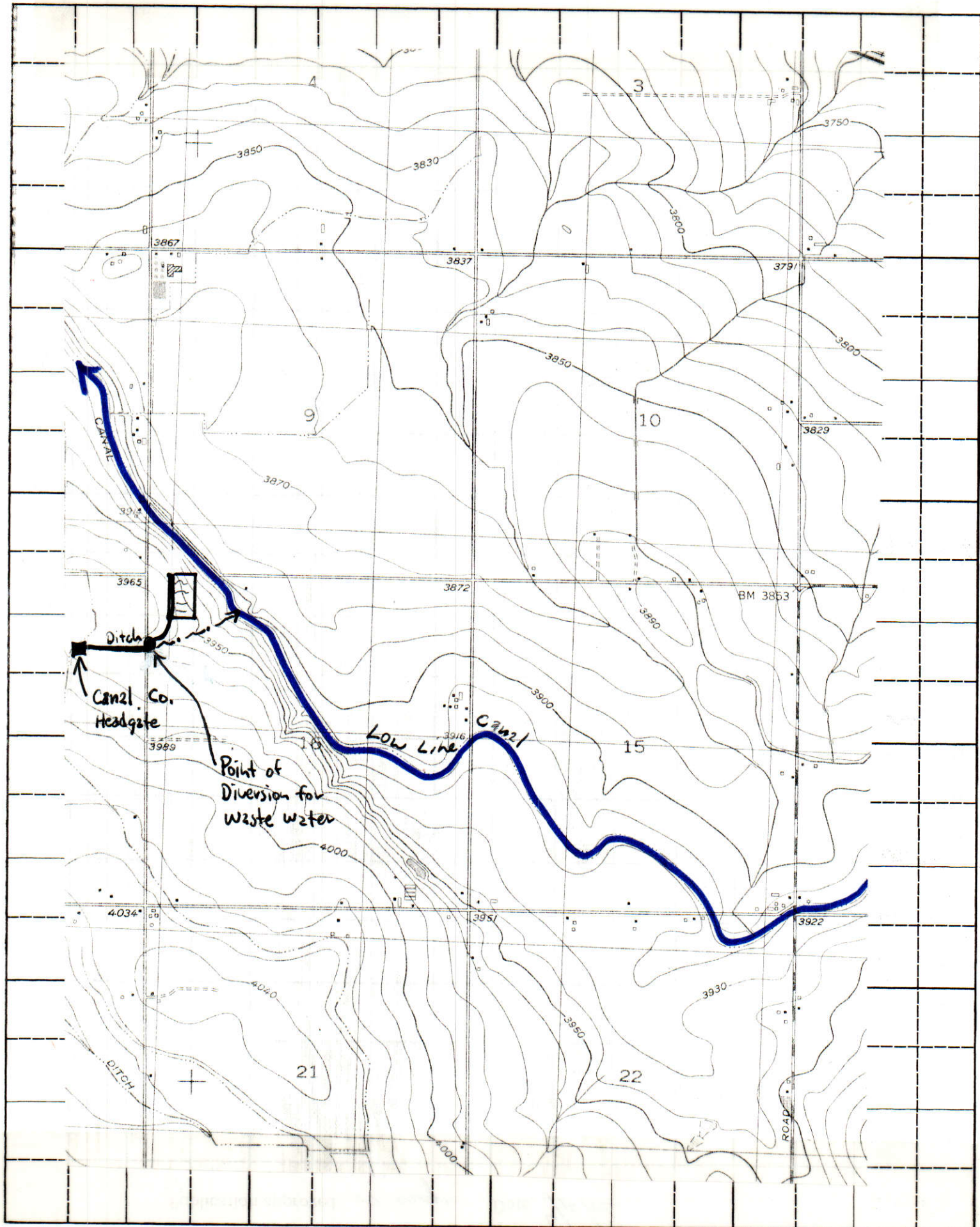


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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.

Ernest Thacker
(Applicant)

MICROFILMED

LEGAL NOTICE

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

47-7824

THAETE, ERNEST
RT. 4, BUHL, ID 83316
Source: WASTE WATER
tributary to LOW-LINE
CANAL

Date Filed: 05/24/1982

Amount: 0.15 CFS

Diversion Point: NWNW

Sec 16 T 10S R 15E, TWIN
FALLS Co.

Use: IRRIGATION (0.15
CFS) from 03/15 to 11/15

Place of Use: NWNW
Sec 16 T 10S R 15E FOR 5
ACRES

Diversion Means: DITCH

If issued, the permit(s)
will be subject to all prior
water rights. Protests
against the granting of
any permit must be filed
with the Director of the
Idaho Department of
Water Resources, 1041
Blue Lakes Blvd. North,
Twin Falls, Idaho 83301
and received on or
before JUNE 21, 1982

A. KENNETH DUNN

Director

PUBLISH: Thursday,
June 3, and 10, 1982.

Affidavit of Publication

STATE OF IDAHO,

COUNTY OF TWIN FALLS

ss.

RECEIVED
JUN 16 1982

Nº 11632

I, Linda Capps McBuire, being first duly sworn upon
oath, depose and say that I am Print Clerk of the TIMES-NEWS,
published daily, at Twin Falls, Idaho, and 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

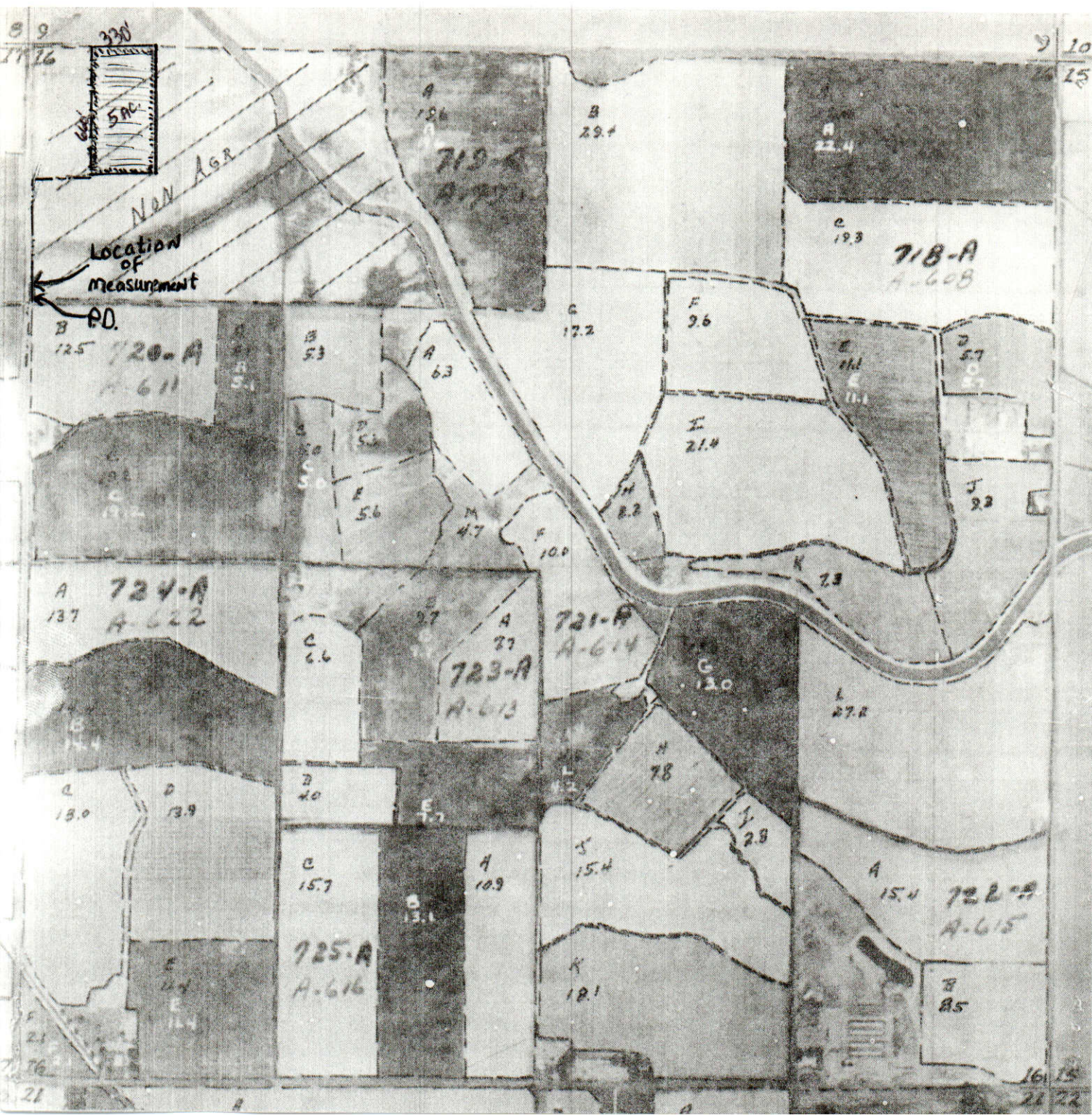
June 3, 1982, and ending with the issue dated
June 10, 1982.

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

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

Linda Capps McBuire
Subscribed and sworn to before me on this 10 day of

June, 1982.
Goldie A. Sawcett
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 47-7824 Priority May 24, 1982 Amount 0.15 cfs

THIS IS TO CERTIFY, that Ernest Thaete
of Buhl, Idaho, has complied with the terms and conditions of Permit
No. 47-7824 issued pursuant to Application for Permit dated May 24, 1982,
and has submitted proof to the Department of Water Resources on March 7, 1983,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.31 cfs of water from waste water,
tributary to Cedar Draw, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u> from <u>March 15</u> to <u>November 15</u> at <u>0.15</u> cfs and <u>20.0</u> acre feet			
_____ from _____ to _____ at _____ cfs and _____			
_____ from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 0.15 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
20.0 acre feet per year, said waters to be diverted within the NW1/4 Section 16,
Twp 10S, Rge 15E in the County of Twin Falls

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
10S	15E	16					5												5

Total number of acres irrigated 5

CONDITIONS OF APPROVAL

a. Modifications to or variance from this license must be made within the limits of Section 42-222, **Idaho Code**, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license 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 license 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 license.

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.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 3RD day of OCTOBER, 19 86.

Acting for the Director

Norman Young

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Ernest Thaete Phone 326-4241
Post office address Rt. 4, Buhl, Idaho, 83316
2. Source of water supply Waste water which is a tributary of Low-Line Canal
3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 16 Township 10S.
Range 15E. B.M. Twin Falls County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.15 for Irrigation purposes from Mar. 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ 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. 0.15 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. Existing gravity ditch
which collects waste-water and delivers same to
place of use.
- 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 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: _____ $\frac{1}{4}$ 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: _____

MICROFILMED

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.	15E	16					5												5

Total number of acres to be irrigated _____

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

5 shares in Twin Falls Canal Company.

9. a. Who owns the property at the point of diversion Ed Smith

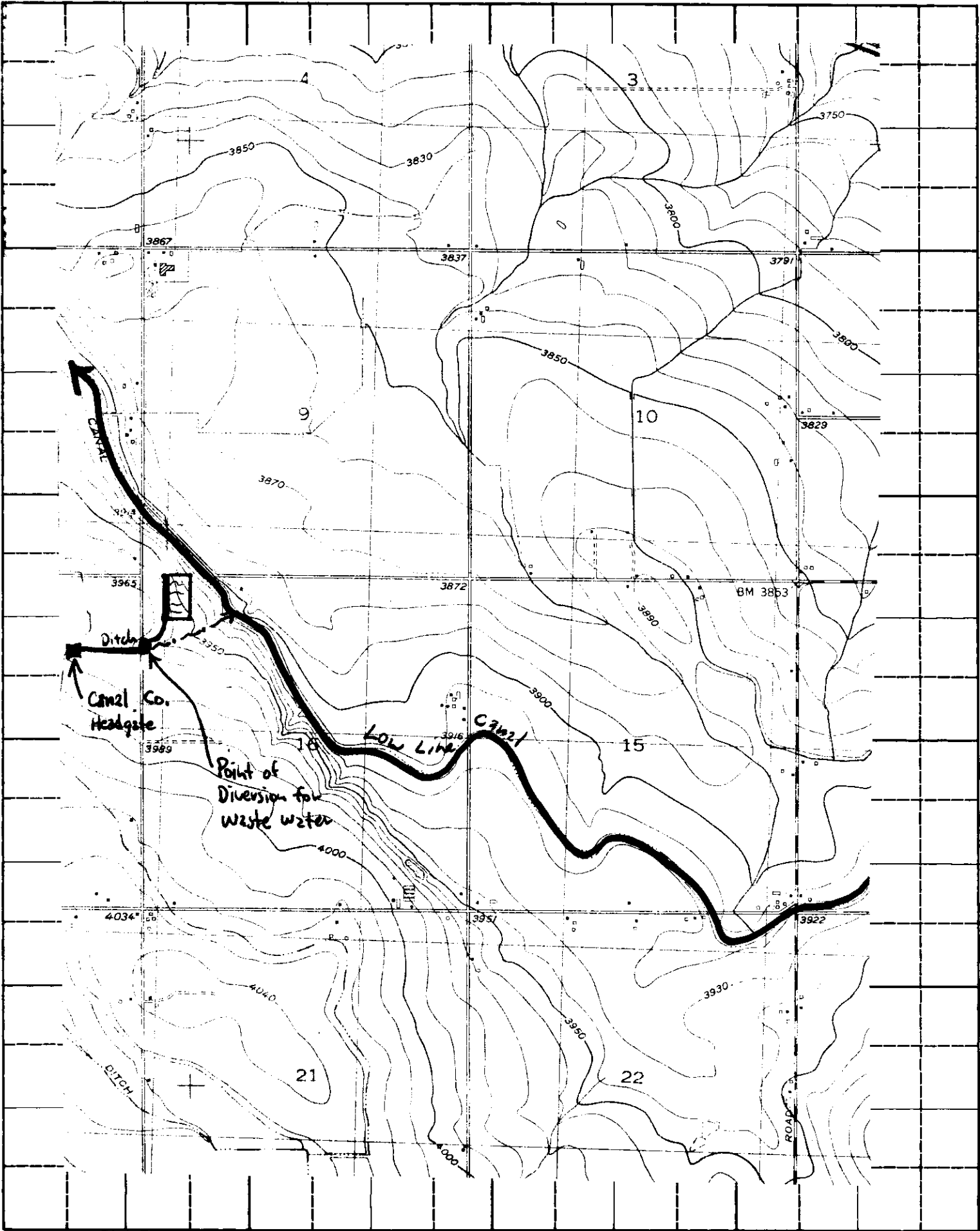
b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Existing ditch right-of-way for delivery of canal shares.

10. Remarks Waste water is from fields above applicant's lands and flows into applicants ditch which delivers canal water. These waters are combined and delivered to applicant's lands.

MICHAEL

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



Scale: 2 inches equal 1 mile.

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.

MICHAEL W. WILSON

Ernest Thaxton
(Applicant)

Proposed Priority 5/24/1982

Received by ADM Date 5/24/82 Time 3:30 p.m.
Preliminary check by A. G. Gudeberg Fee \$ 30.00
Receipted by ADM Date 5/24/82 # 22194
Publication prepared by mmp Date 5/27/82
Published in terrier news
Publication dates 6/3 + 6/10/82
Publication approved mmp Date 6/16/82
Protests filed by: None

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 47-7824, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 83.
- 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: Water shall not be diverted under this permit until a written agreement with the irrigation district or canal company serving the area containing the point of diversion is filed with the Department of Water Resources providing for the coordination of the permit use with the irrigation district or canal company operation.

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

Witness my hand this 19th day of July, 1982.

J. Glen Saxton
Chief, Operations Bureau

RECEIVED

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

RECEIVED

JUN 16 1982 No 11632

I, Linda Coops McBure being first duly sworn upon oath, depose and say that I am Print Clerk of the TIMES-NEWS, published daily, at Twin Falls, Idaho, and 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 June 3, 1982, and ending with the issue dated June 10, 1982.

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; that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me on this 10 day of

Linda Coops McBure
June, 1982
Goldie A. Lawrence
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

October 8, 1986

RE: Permit No. 47-7824

Ernest Thaete
Rt. 4
Buhl, ID 83316

Dear Mr. Thaete:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

Form 2
12/79

RECEIVED

APR 12 1984

APR 12 1984

State of Idaho
DEPARTMENT OF WATER 47-7824
FIELD REPORT ERNEST THAETE

P/D: SEC 16 TWP 105 RNG 15E
IRRIGATION? Y

Department of Water Resources

Permit No. _____

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☒ Telephone call made: (List Telephone No. used)	7-21-83	TB	Applicant Called
☒ Appointment scheduled for: (Date, time, location)	7-21-83	TB	Meet Applicant at his home located 3 miles west and 1/2 N. of Filer

EXAMINATION

Date 7-28-83 Accompanied by Ernest Thaele Total Q measured 0.31 cfs ✓
If source is surface water, estimate total flow of source .31 cfs
Methods of measurement V-Notch weir Meets Permit requirements? yes

Measurement calculations:

$.43' \text{ on } 90^\circ \text{ V-Notch Weir} = 0.306 \text{ cfs}$ ✓ Allow $.03 \text{ cfs} \times 5 \text{ AC} = .15 \text{ cfs}$ Amt Applied for

Volume $5ac \times 4^{AF/ANN/AC} = 20^{AF/ANN} \checkmark$

[illegible]

System Description Water flows through earth ditch Then into 1/8 mile of
Nuflex (disposable gated Pipe)

**Code with map on reverse side. Disregard code if only one.*

RECOMMENDED AMOUNTS

USE

Irrigation requirement = 4.0 ✓ AFA/Acre

Q (cfs)

V (afa)

FROM

TO

Irrigation ✓ 0.15 cfs ✓ 20 $\frac{\text{in}}{\text{hr}}$ ✓ Mar. 15 ✓ Nov. 15 ✓

Total

0.15 μ D

20.0 AF

Remarks Ditch was also carrying 5 shares of TFCC water @ $\frac{7}{8}$ " / share
= 3.13" or 0.0625 cfs Although Mr. Thack said The ditch rider sometimes allows more
There is still more waste water than Mr. Thack allows.

no overlap review due to small size of system - kw

UNCLASSIFIED

MAP (Attach Aerial Photo)

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NW 1/4 NW 1/4 Sec. 16 Twp. 10S. Rge 15E.

Place(s) of Use ☒

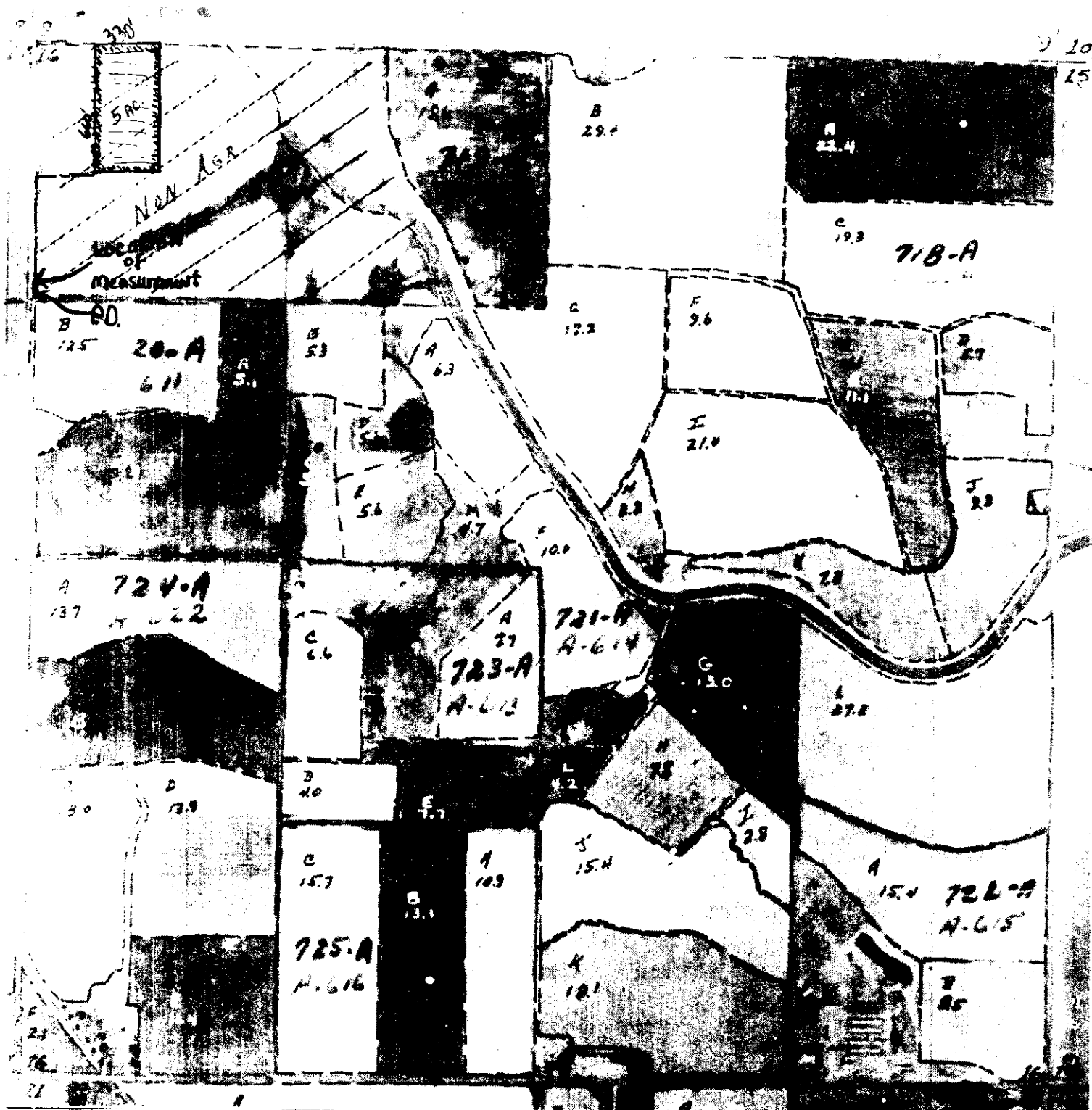
TWP.	RGE.	SEC.	NEX				NW				SW				SE				TOTALS
			NEX	NW	SW	SE	NEX	NW	SW	SE	NEX	NW	SW	SE	NEX	NW	SW	SE	
10S.	15E	16						5											5

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

Examiner's Signature Terry H. Blum Date 10-13-83
 Checked by J. P. Stanton Date 12-13-83
 Approved by Kay Walker Date 9-24-86

RECEIVED





State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

July 11, 1985

Ernest Thaete
Rt. 4
Buhl, ID 83316

Re: Water Right Identification No. 47-7824

Dear Wateruser:

The proof of beneficial use (Form A) which you recently submitted to the department is being returned to you for the following reason:

☒ Proof of beneficial use has already been submitted for the water right.

☐ Proof of beneficial use is not applicable for existing licensed rights.

☐ Proof of beneficial use is not applicable for existing decreed rights.

☐ Proof of beneficial use is not applicable for a right represented by a claim to a water right.

☐ Other:

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

cc: Region

RECEIVED
JUL 15 1985
WATER RESOURCES

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Southern Region

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

APRIL 8, 1983

RECEIVED

ERNEST THAETE

RT. 4

BUHL

ID 83316

RE: Permit No. 47-7824

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 734-3578 or in person at our office at 1041 Blue Lakes Blvd. N. Twin Falls, Idaho.

Sincerely,

s/Mary A. Newby

Secretary

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 47-7824

Name(s) of Permit Holder: Ernest Thaele

Post Office Address: Rt 4 Buhl, ID 83316

Tel. No. 326-4241

Source of Water: Wastewater

Extent of Use: ☐ Domestic _____ (number of households)
☐ Stockwater _____ (number and type of stock)
☒ Irrigation 5 (acres)
☐ Other _____

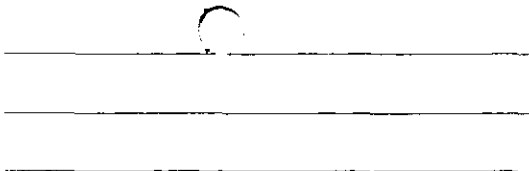
Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

3/7/83
Date

Ernest Thaele
Signature of Permit Holder



PLACE
TEN CENT
STAMP
HERE



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



TWIN FALLS CANAL COMPANY

POST OFFICE BOX 326

TWIN FALLS, IDAHO, 83301



March 7, 1983

Department of Water Resources
1041 Blue Lakes Blvd. No.
Twin Falls, Idaho 83301

RE: App. for Permit No. 47-7824
Name: Ernest Thaete

Gentlemen:

In regards to the request from the Department of Water Resources which has requested proving up said water right, Twin Falls Canal Co. was aware of the filing and we see no need in postponing the granting of any beneficial use on said permit, therefore the Twin Falls Canal Co. gives its approval to this request.

Sincerely,

C.W. Travis
Manager

CWT/vld

MICROFILMED

RECEIVED

MAR 7 1983

Department of Water Resources
Southern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

THAETE, ERNEST
RT. 4
BUHL, ID 83316

AUGUST 03, 1982

RE: PERMIT NO. 47-7824

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MAILED
AUG 10 1982



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

July 2, 1982

Warren Travis - Manager
Twin Falls Canal Co.
Box 326
Twin Falls, Idaho 83301
Re: Application for Permit No. 47-7824

Dear Mr. Travis:

Enclosed for your information is a copy of a notice of application for water permit which has been filed with this office.

The application seeks to divert surface water within your service area, and may therefore, be of interest to you.

Any permit issued will be subject to all prior water rights and will not constitute an easement or right-of-way upon lands or in ditches not belonging to the applicant.

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

Very truly yours,

Mary G. Hill
Loren O. Holmes
Southern Region Supervisor

LOH:marya

Encl:

RECEIVED

PRE-PERMIT EXAM

Applic. No: 47-7824

Date: 7/1/82

Source: Wastewater

Trib. to: Low-Line Canal of T.F.C.C.

Stream flow data: None flowing at time of field visit

Other uses in general area: Does not appear to be any use of water below P/D until it flows into Low-Line Canal. This presently overgrows with weeds.

Special considerations: Water which might be wasted flows into grassy area which drains via 8" CMP into Low Line Canal.

Water District or Canal Company which may have jurisdiction: Twin Falls Canal Co.

Explain: _____

Do all items on application appear to be correct? Yes X No _____

Explain: _____

Recommendation and other comments: Approve upon approval from T.F.C.C.

Signed: Ann Marie

Persons present during review of site:

None

INDEXED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

MAY 27, 1982

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

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 JUNE 21, 1982.

Yours truly,

Mary A. Hill
Secretary

Encl.

RECEIVED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

47-2824-

THAETE, ERNEST

RT. 4, BUHL, ID 83316

Source: WASTE WATER tributary to LOW-LINE CANAL

Date Filed: 05/24/1982

Amount: 0.15 CFS

Diversion Point: NWNW Sec 16 T 10S R 15E, TWIN FALLS Co.

Use: IRRIGATION (0.15 CFS) from 03/15 to 11/15

Place of Use: NWNW Sec 16 T 10S R 15E FOR 5 ACRES

Diversion Means: DITCH

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before JUNE 21, 1982.

A. KENNETH DUNN

Director

Published 6/3 & 6/10/82.

NOT RECORDED