

9 S. 10 E.

9 16

16

143-11
A68+

Mr.
use.

Domestic use

Domestic use

144A
A74

9 16

MICROFILMED

**NOTICE OF
AMENDMENT TO
A WATER PERMIT
NO. 47-7787**

Notice is hereby given that Acel and/or Lillian I. Fairfield of Buhl, Idaho are the holders of approved permit No. 47-7787 authorizing the diversion of 0.08 cubic feet per second of water from a Spring Tributary of Deep Creek in the NWSW, Sec. 10, T9S, R14E, B.M., County of Twin Falls, to be used for Domestic (0.08 cfs) Heating (0.08 cfs) and Irrigation (0.06 cfs) of 3 acres within the NWSW, Sec. 10, T9S, R14E, B.M. for a total of 0.08 cfs.

The permit holders have applied to the Department of Water Resources for an Amendment of Permit to change the point of diversion and change the place of use as follows:

Point of Diversion: Lt 2 (SWNW), Sec. 10, T9S, R14E, B.M., Twin Falls County

Place of Use: Lt 2 (SWNW), NWSW Sec. 10, T9S, R14E, B.M. for irrigation of 3 acres (0.06 cfs), Domestic (0.08 cfs), Heating (0.08 cfs).

Any protest against approval of the amending of permit no. 47-7787 as set forth above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301, on or before June 10, 1985.

A. KENNETH DUNN

Director

PUBLISH: **Thursdays,**
May 23. and 30, 1985.

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS }

ss.

N^o 15114

I, Pamela Cisco being first duly sworn upon oath, depose and say that I am print clerk of the TIMES-NEWS, published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two consecutive weeks, commencing with the issue dated

may 23, 19 85, and ending with the issue dated may 30, 19 85.

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

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

Subscribed and sworn to before me on this 31 day of

may, 19 85.

Pauline L. Lawcett

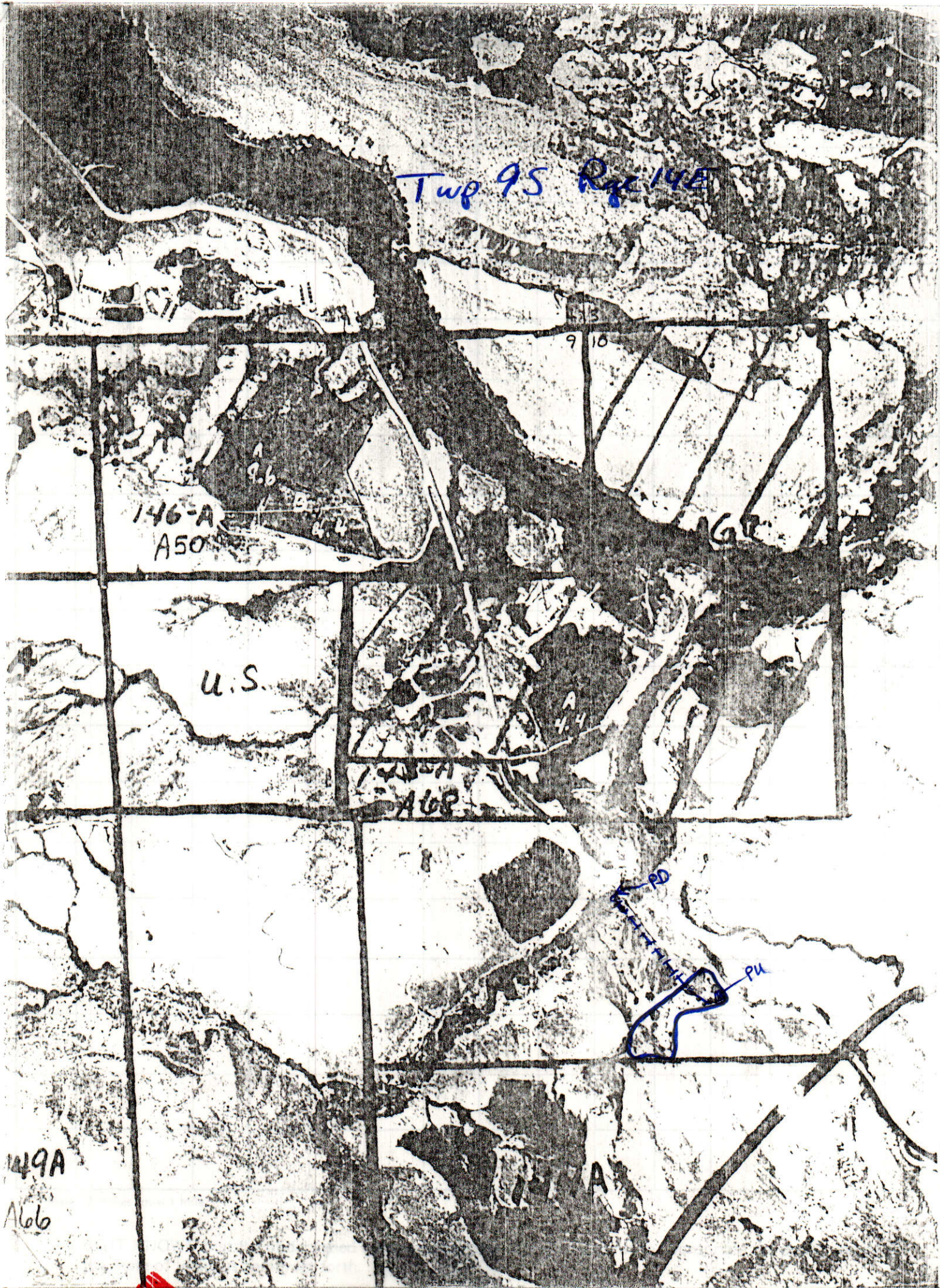
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

MICROFILMED

RECEIVED
JUN 27 1985
Department of Water Resources
Southern District Office

of
may

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



Lillian I Farchied
(Applicant)



MICROFILMED

(BUHL)
3069 III SE

SCALE 1:24,000

47°30'

INTERIOR GEOLOGICAL SURVEY, WASHINGTON, D. C.

BB20

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:

47-7787

FAIRCHILD, ACEL &/or LILLIAN I.

RT. 3, BUHL, ID 83316

Source: SPRING tributary to DEEP CREEK

Date Filed 01/14/1982

Amount: 0.08 CFS

Diversion Point: NWSW Sec 10 T 09S R 14E, TWIN FALLS Co.

Use: IRRIGATION (0.08 CFS) from 03/15 to 11/15

HEATING (0.08 CFS) from 01/01 to 12/31

DOMESTIC (0.08 CFS) from 01/01 to 12/31

Place of Use: NWSW Sec 10 T 09S R 14E FOR 3

A C R E S

Diversion Means: PUMP, PIPELINE

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 FEBRUARY 15,

1982.

A. KENNETH DUNN

Director

PUBLISH: Thursday,

January 28, and February

4, 1982.

MICROFILMED

Affidavit of Publication

STATE OF IDAHO,

COUNTY OF TWIN FALLS }

ss.

Nº 11162

I, Lynn Stanger being first duly sworn upon oath, depose and say that I am Print. Clerk of the TIMES-NEWS, published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two consecutive weeks, commencing with the issue dated January 28, 1982, and ending with the issue dated February 4, 1982.

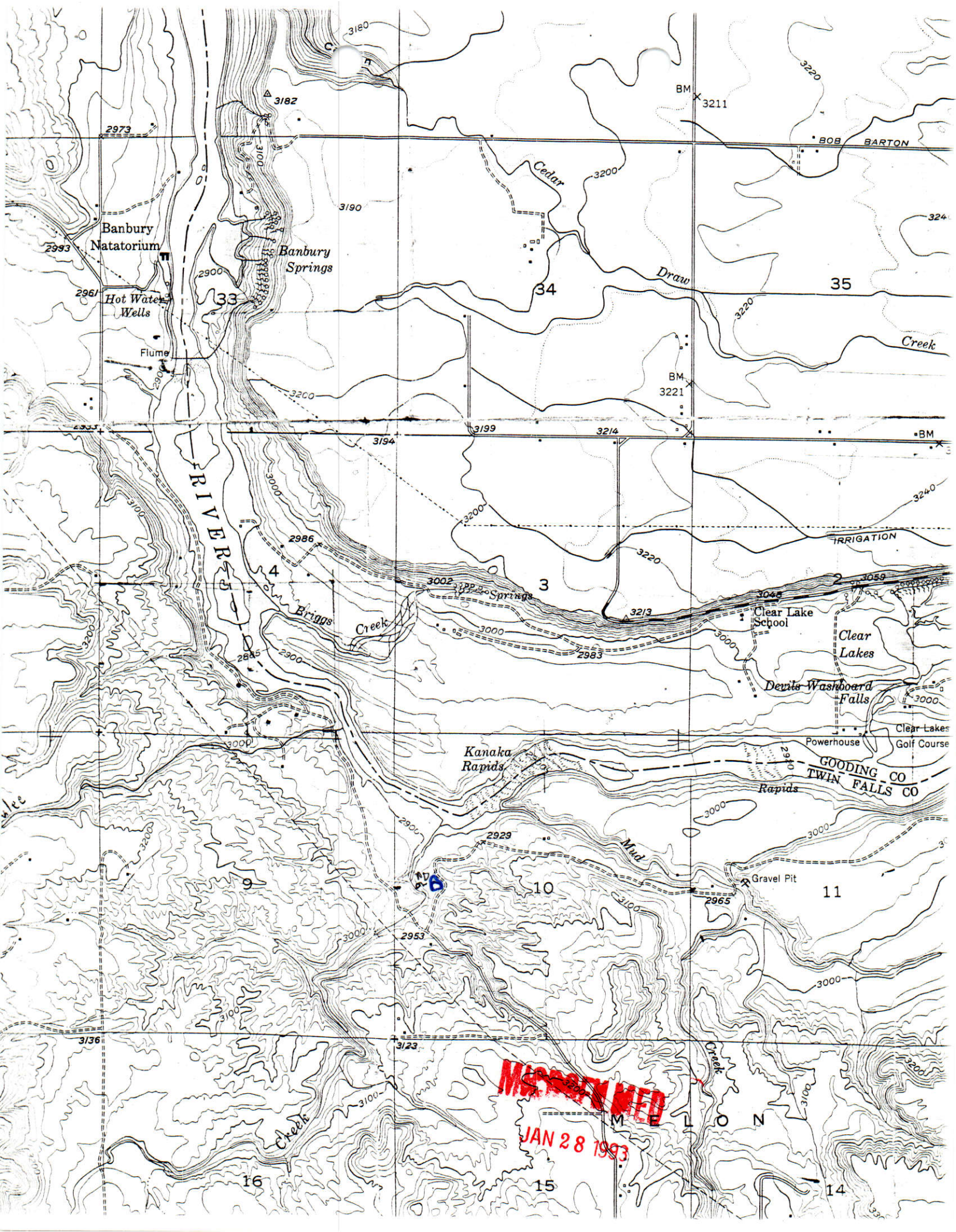
And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under 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.

Subscribed and sworn to before me on this February 4, 1982 day of

Soldier J. Sawcett

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



4 13
9 10

Don Air

Under
canal shores

PD PA

16 15

RECEIVED

JAN 28 1993

47-7787



Sump & pump at spring



Sprinkler line & P/U

RECEIVED

JAN 28 1993

PRE-PERMIT EXAM

Applic. No: 47-7787 Date: 3/8/82Source: Un-named Spring Trib. to: Deep CreekStream flow data: Estimated spring flow to be
around 0.2 cfs. Water was warm to
the touch as compared with water in Deep CreekOther uses in general area: NoneSpecial considerations: Spring arises on island in Deep Creek
Stream bed.

Water District or Canal Company which may have jurisdiction: _____

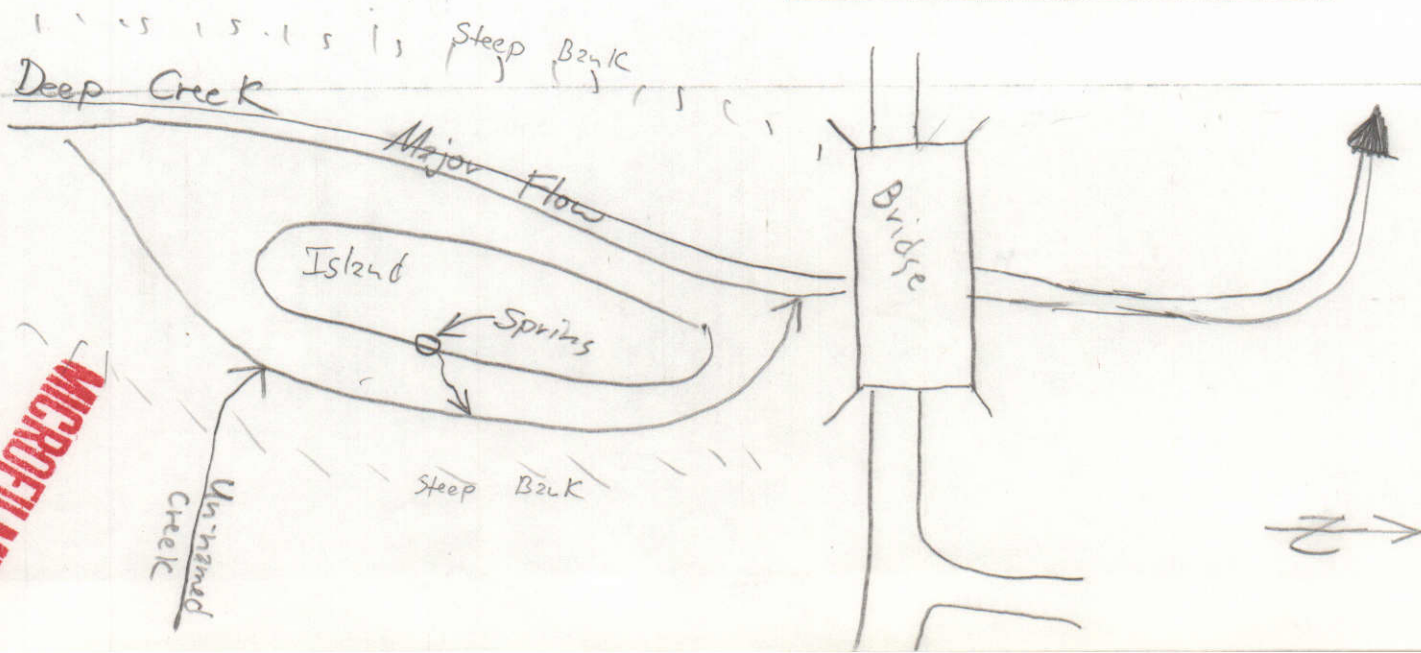
Explain: _____

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

Explain: _____

Recommendation and other comments: ApproveDeep Creek flows into Snake River
approx. 1/4 below bridge.Signed: John J. Martin

Persons present during review of site:

None

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07787

Priority: January 14, 1982

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

8.0 AF

This is to certify, that ACEL FAIRCHILD
LILLIAN I FAIRCHILD

RT 3 BOX 242

BUHL ID 83316

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 14, 1982; and has submitted Proof of Beneficial Use on February 22, 1990. An examination indicates that the works have a diversion capacity of .020 cfs of water from:

SPRING

tributary to DEEP 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	0.02 CFS	8.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 2(SWSWNW), Sec. 10, Township 09S, Range 14E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	14E	10	Lot 2(SWNW)	2		2

Total number of acres irrigated: 2

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 limited to the amount that can actually be beneficially use 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 when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.0 afa per acre for the lands above.

MISRECEIVED

JAN 28 1993

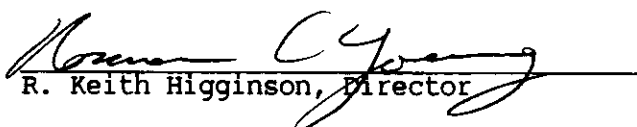
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 47-07787

CONDITIONS/REMARKS:

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 15TH
day of DECEMBER, 1992.

Acting for


R. Keith Higginson, Director

JAN 28 1993

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF

RECEIVED

FEB 12 1987

Department of Water Resources
Southern Region Office

To provide additional time in which to submit proof
of beneficial use for a water right permit

FEB 13 1987

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

Permit No. 47-7787

Name(s) of Permit Holder: Accl and Lillian Fairchild

Post Office Address: Rt #4, Buhl, ID 83316

Telephone No. 543-5840

Date Proof is Due: March 1, 1987

Describe what work has been completed toward the development of this water right:

(This must be filled out! If no work has been completed, show "none".)

Developed Spring with Backhoe, installed 2" 3 hp gasoline
pump delivers water to irrigate approx. 3 acres, Landscaping &
septic system has been started for homes

Costing \$ Approx \$550

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

removed in

Houses to be built by children within the next 5 years.

Permit holder(s) request an extension to _____, 19 ____.
(1 yr. minimum)

Accl Fairchild
(Signature)*

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

FEE: \$15.00 **MICROFILMED**

MAR 20 1987

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to March 1, 1990.

Signed this 25th day of February, 19 87.

J. Glen Saxton
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use

APPROVED

Comes now Acel and/or Lillian Fairchildof (address) Rt#3 Buhl, ID, 83316, and represents to the
Director of the Idaho Department of Water Resources:That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 47-7787, and requests that the permit and permit map be changed as follows:
Govt. Lot #21. Point of diversion: SW 1/4 NW 1/4, Section 10, Township 9S, Range 14E, B.M.,
County of Twin Falls. Other points of diversion: _____2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.) No ChangeAmount .08 for Domestic purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre feet per annum)Amount .08 for Heating purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre feet per annum)Amount .06 for Irrig. 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)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	14E	10						^D 3 Lot 2				D							3

Total number of acres to be irrigated = 3

4. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or the 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: _____

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Show 40-acre subdivisions, townships, ranges and ditches.

MICROFILMED

[illegible]

Signed at Twin Falls, this 1ST day of May, 1985.

Paul Fairchild
(Signature)

Preliminary check by Fee = \$20.00

Received by TB Date 5-1-85 - 35-345

Publication prepared by mdv 2 Date 5/16/85

Published in Times News

Publication dates 5/23/85 & 5/30/85

I, L. GLEN SAXTON, Director of the Department of Water Resources hereby
Approve the above referenced Amendment provided the conditions as set forth on
page 4 of Permit No. 47-7787 are met.

Witness my hand this 30th day of July.

19 85
H. Glen Saxton
Chief, Operations Bureau

9.5.1

168

143-A

168

Domestic use

Domestic use

144A

A71

MICROFILMED

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

Nº 15114

I, Pamela Cisco being first duly sworn upon
oath, depose and say that I am print clerk of the TIMES-NEWS,
published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of
the notice of advertisement, as per clipping attached, was published in the regular and
entire issue of said newspaper, and not in any supplement thereof, for two
consecutive weeks, commencing with the issue dated

May 23, 19 85, and ending with the issue dated
May 30, 19 85.

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 com-
petent jurisdiction within the state of Idaho, to be published weekly, will be published; and
that the first of the editorial column of said combined newspapers, and in each issue there-
of, Thursday is announced as the day on which said legal notices will be published.

Pamela Cisco
Subscribed and sworn to before me on this 31 day of

May, 19 85.
Alfred J. Lawrence
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

MICROFILMED

RECEIVED
JUN 27 1985
Department of Water Resources
Southern District Office

of
myself

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 Acel and/or Lillian T. Fairchild Phone 543-5840

Post office address RR#3 Buhl Idaho 83316

2. Source of water supply HEATED SPRING which is a tributary of DEEP CREEK

3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 10 Township 9S

Range 14 B.M. Twin Falls County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .08 for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .08 for HEATING 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 .06 for IRRIGATION purposes from MAR 15 to NOV 15 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .08 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. PUMP AND PIPE LINE 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 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: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 10 Township 9S
Range 14E 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 2.

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

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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	
9S	14E	10										3							3

Total number of acres to be irrigated 3

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

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

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

10. Remarks

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Proposed Priority 1/14/1982

Received by TCB Date 1-14-82 Time 4:30
Preliminary check by J.S. Fee \$ 30.00 # 20757
Received by TCB Date 1-14-82
Publication prepared by manga Date 1/20/82
Published in Times news
Publication dates 1/28 & 2/4/82
Publication approved manga Date 1/25/82
Protests filed by: None

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

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. 47-7787, and said application is hereby APPROVED.

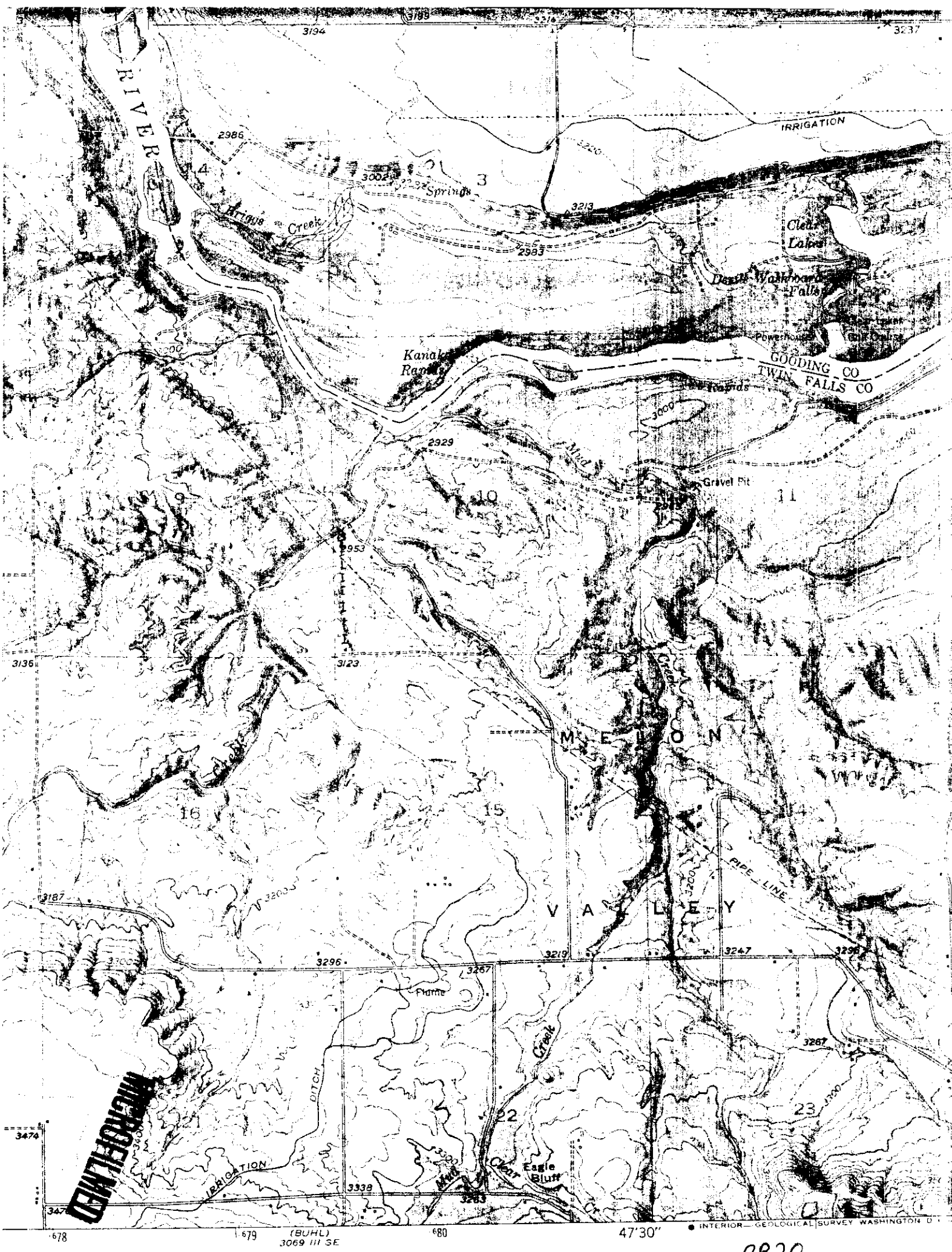
1. Approval of said application is subject to the following limitations and conditions:

- 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 March 1, 19 87.
- 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: Return flow if discharged to a subsurface system must be authorized by a separate injection well permit, and return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.

Witness my hand this 26th day of March, 1982.

A. Glen Saxton
Chief, Operations Bureau

MICROFILMED



UNRECORDED

SCALE 1:24,000

47°30'

INTERIOR GEOLOGICAL SURVEY WASHINGTON D. C.

BB20

LEGAL NOTICE

NOTICE OF ADJUDICATION
TWIN FALLS WATER
RIGHT

Notice is hereby given
that the undersigned
is authorized to bring to
the attention of the public
the fact that the Twin
Falls Water Right is
being sold.

By _____
Attorney at Law

MICROFILMED

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

Nº 11162

I, Levi Stenger being first duly sworn upon
oath, depose and say that I am Print Clerk of the TIMES-NEWS,
published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of
the notice of advertisement, as per clipping attached, was published in the regular and
entire issue of said newspaper, and not in any supplement thereof, for two
consecutive weeks, commencing with the issue dated
January 28, 1982, and ending with the issue dated
February 4, 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 com-
petent 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 the
of, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me on this 14 day of

February, 1982
Goldie J. 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

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

December 16, 1992

ACEL FAIRCHILD
LILLIAN I FAIRCHILD
RT 3 BOX 242
BUHL ID 83316

RE: WATER RIGHT NO. 47-07787

Dear Water Right Holder(s):

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

Sincerely,

A handwritten signature in cursive script that reads "Pamela Skaggs".

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

MAILED

JAN 28 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

November 20, 1992

ACEL FAIRCHILD
LILLIAN I FAIRCHILD
RT 3 BOX 242
BUHL ID 83316

RE: WATER RIGHT NO. 47-07787

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

A handwritten signature in cursive script that reads "Pamela Skaggs".

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED

JAN 28 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
OCT 27 1992
Department of Water Resources

A. GENERAL INFORMATION

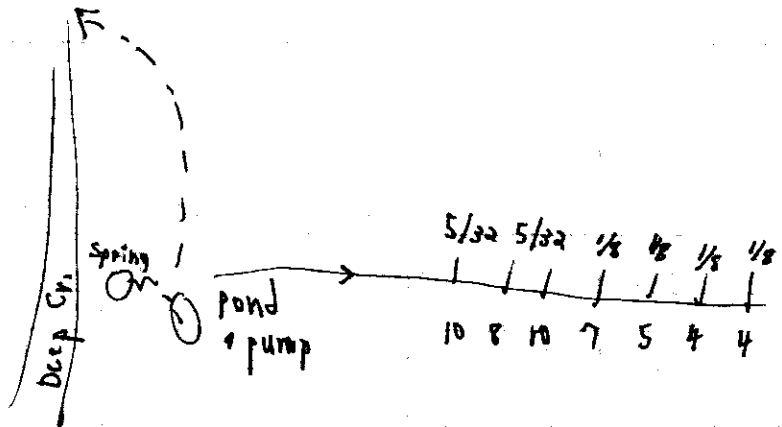
1. Owner: Accl w/ Lillian Fairchild Permit No. 42-7287
Current Address: Rt. 3 Box 242, Buhl, ID 83316 Phone No. 543-5840
2. Accompanied by: Mr. Fairchild EXAM. DATE: 5-16-90
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Spring tributary to Deep Creek

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____ ☐ Copies Attached
2. Other water rights with same point of diversion: _____ ☐ 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/pipeline i.d. as applicable. ☐ Alternative diagram attached



MICROFILMED

JAN 28 1993

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). ☒ Aerial Photo Attached (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

System Description (continued)

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

Small pond dug to collect spring water. Portable pump & 1/2" plastic line to Rinkibid sprinklers. RANS 7 heads at 4-10 psi.

☐ 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
	KAWASAKI	5	FA130D motor	Same	1/2"

*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
	2	SW	SW	NW	10	95	14E	Twin Falls	

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

Indicate Method of Determination

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	
95	14E	10							2										2

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

Measured: 4 psi, 4 psi, 5 psi, 7 psi with 1/8" nozzles. Measured 10 psi, 8 psi, 10 psi with 5/32" nozzles.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$Q = 19.636 K d^2 \sqrt{h} \quad \text{where } K = 0.98 \quad h = 2.31 \times \text{pressure} \quad \text{Total flow} = 10.6 \text{ gpm} = 0.02 \text{ cfs}$$

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:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 2 \times 4 = 8 \text{ AFA}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .02 \times 245 \times 1.9835 = 9.7 \text{ AFA}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 8.0 \text{ AFA}$$

2. Volume Calculations for Other Uses:

MISSOURI

JAN 28 1993

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Spring serves only pasture irrigation, 2 domestic uses nearby are served by a well. Spring is 80° according to permittee - not warm enough for heating. Spring arises in swampy area along east side of Deep Creek, but is not Deep Creek water. Spring water is clear but Deep Creek was quite muddy during exam.

I. RECOMMENDATIONS

1. Recommended Amounts

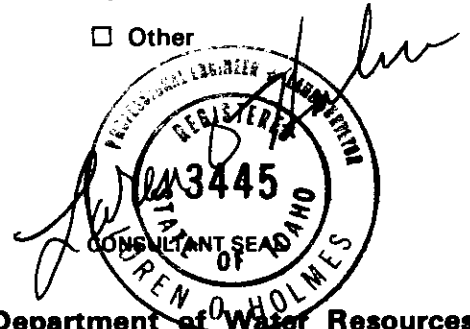
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3-15	11-15	0.02	8.0
Totals:			0.02	8.0

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

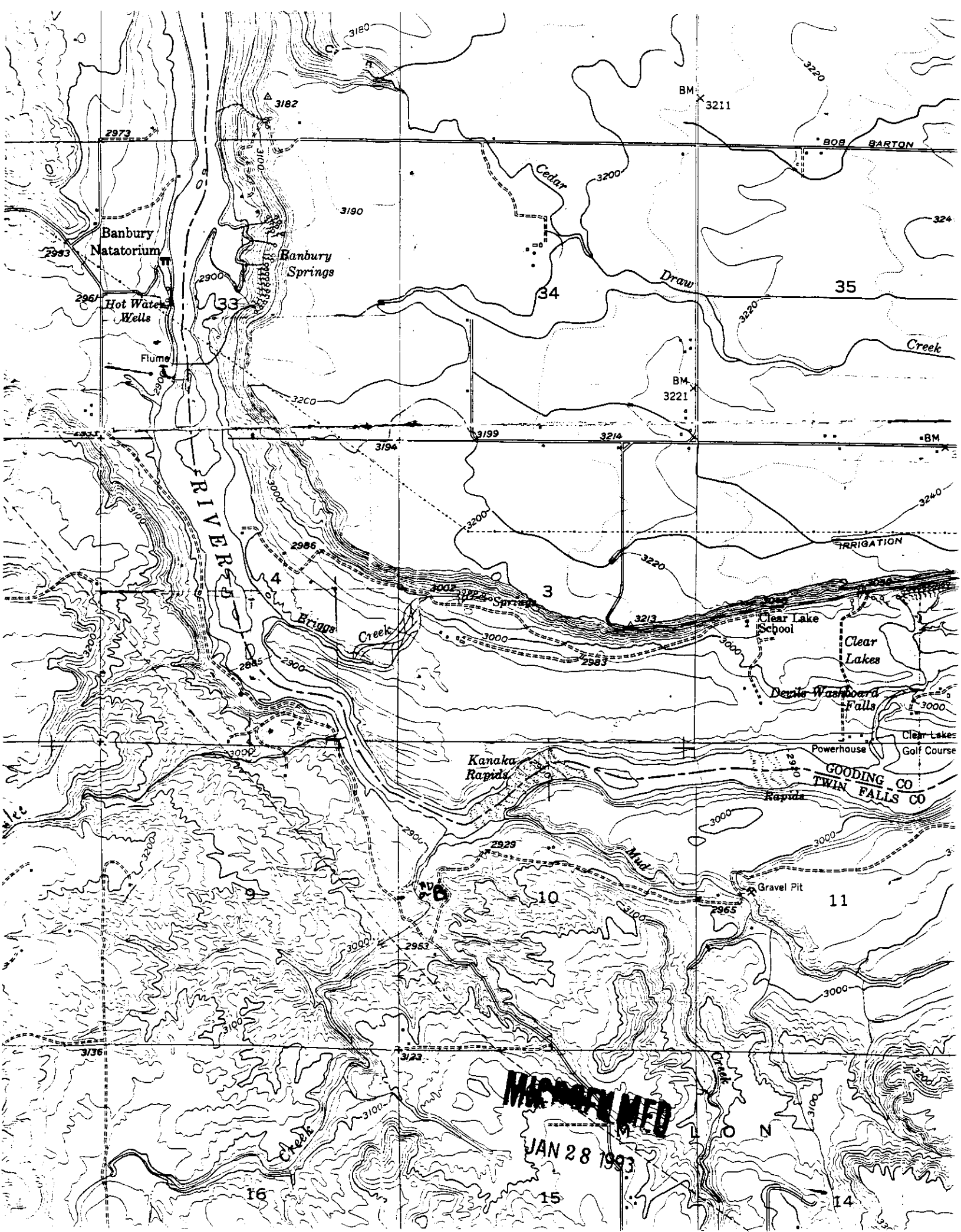
Field Examiner's Name J. E. Stanton
Signature J. E. Stanton
Certification Date 3/20/92
Field Report Preparation Date 7-3-90



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

MINOR REVISIONS

JAN 28 1993



MAINTAINED

JAN 28 1993

413
9110

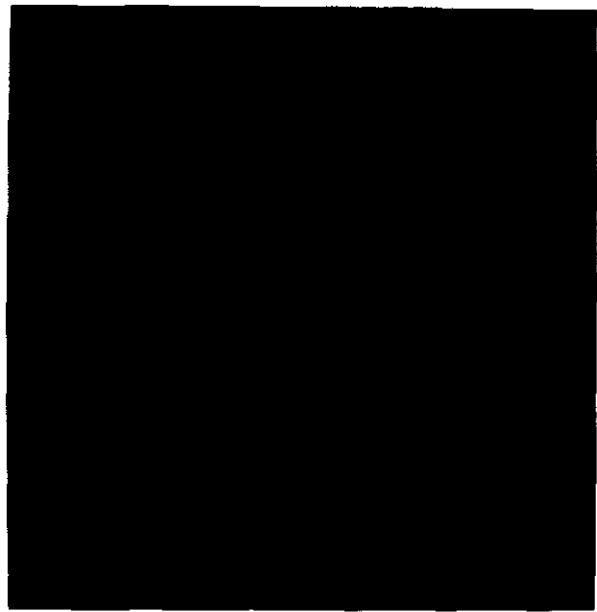


413
9119

RECEIVED

JAN 28 1993

47-7787



Sump & pump & spring

Sprinkler line & P/U

RECEIVED

JAN 28 1993

April 13, 1990

ACEL FAIRCHILD
LILLIAN I. FAIRCHILD
RT. 4
BUHL, ID 83316

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 47-07787

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)734-3578.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

APR 18 1990

RECEIVED

FEB 22 1990

Department of Water Resources
Southern Region Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
FEB 23 1990

For Office Use Only
Amt. of Fee \$ 50.00
Date 2-22-90
Receipt No. 5011377
Received by J. E. Stanton

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 in accordance with 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.

Permit No. 47-07787 Telephone No. 543-5840

Name(s) of Permit Holder(s): Acel &/or Lillian Fairchild ✓

Post Office Address: Rt. 3 Box 242, Buhl, ID 83316 ✓

Source of Water: Spring

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

Extent of Use:
Domestic _____ (No. of households) Irrigation 3 ✓ (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 0.09 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 1989 ✓

One of the following may be a condition of approval of your permit:

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

OR

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

Fee Enclosed: \$ 50. (See License Examination Fee Schedule)

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

Permittee
Name Telephone No.

Address

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.

MICROFILMED

APR 18 1990

2-22-90
Date

Acel Fairchild ✓
Signature (and title if on behalf of a company or organization)

138987

December 31, 1989

ACEL FAIRCHILD
LILLIAN I. FAIRCHILD
RT. 4
BUHL, ID 83316

PROOF DUE NOTICE

RE: PERMIT NO. 47-07787

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before March 1, 1990. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

APR 18 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 47-7787
Name(s) of Permit Holder(s): Acil Fairchild & Lillian
Post Office Address: Buhl Ida RR#3
Tel. No. 543-5840

☒ I hereby certify that construction of diversion works on the above referenced permit began on May 10 - 83 (date) I understand that I must continue to develop the water source with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diversion works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

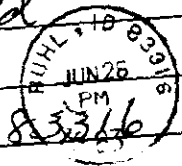
June 83
Date

[Signature]
Signature of Permit Holder

acul 75 ichid

RP#3

Buhl Ida



MICROFILMED

APR 18 1990



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

March 2, 1987

Acel and Lillian Fairchild
Rt. 4
Buhl, ID 83316

Dear Mr. and Mrs. Fairchild:

Re: Permit No. 47-7787

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to March 1, 1990.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MICROFILMED

MAR 20 1987



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

Governor

A. KENNETH DUNN

Director

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

EXTENSION OF TIME

February 19, 1987

Acel and Lillian Fairchild
Rt. 4,
Buhl, ID 83316

PERMIT NO. 47-7787

We are in receipt of the \$15 extension fee for Extension(s) of Time to provide additional time in which to submit proof of beneficial use on a water right permit.

Your request for extension(s) of time is being reviewed by staff. You will be informed of our decision when review has been completed.

Enclosed is our receipt No. 41464.

Roberta Garrett
Records Supervisor

Enclosure

MICROFILMED

MAR 20 1987

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

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
DECEMBER 31, 1986

138590

FAIRCHILD, ACEL & LILLIAN I.
RT. 3
BUHL, ID 83316

P R O O F D U E N O T I C E

RE: PERMIT NO. 47-7787

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF THE ABOVE REFERENCED WATER PERMIT WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MARCH 1, 1987. (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 COMPLETED 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,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

MAR 20 1987



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

SEPTEMBER 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT.

(2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

RECEIVED

MAR 20 1986

August 1, 1985

RE: Permit No. 47-7787

Acel &/or Lillian Fairchild
Rt. 3
Buhl, ID 83316

Dear Mr. and Mrs. Fairchild:

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

The Department wishes to call to your attention certain legislation effective July 1, 1985 that may have a direct effect on your permit. More specifically, Section 42-2030, Idaho Code was enacted during the last session of the legislature requiring the Director to review all existing permits to determine compliance with Chapter 2, Title 42, Idaho Code.

Section 42-2030, Idaho Code, reads as follows:

42-2030. Review of Permits - Opportunity for Hearing. -

(1)The Department shall review all permits issued prior to the effective date [July 1, 1985] of this section, except to the extent a permit has been put to beneficial use prior to July 1, 1985, to determine whether they comply with the provisions of Chapter 2, Title 42, Idaho Code. If the Department finds that the proposed use does not satisfy the criteria of Chapter 2, Title 42, Idaho Code, then the Department shall either cancel the permit or impose the conditions required to bring the permit into compliance with Chapter 2, Title 42, Idaho Code. If the Department finds that the permit satisfies the criteria established in Chapter 2, Title 42, Idaho Code, then the Department shall enter an order continuing the permit.

(2)The Department shall provide an opportunity for hearing in accordance with Section 42-1701A, Idaho Code, and Sections 67-5209 through 67-5215, Idaho Code, for each holder of a permit that is proposed either to be cancelled or made subject to new conditions.

MICROFILMED

RE: Permit No. 47-7787

Page 2

If you have questions regarding this matter, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

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

A. Kenneth Dunn
Director

May 16, 1985

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

Re: Notice of Amendment to a Water Permit No. 47-7787

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

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

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

Very truly yours,

Mary A. Newby
Sec/Office Coord.

Encl:

MICROFILMED

NOTICE OF AMENDMENT TO A WATER PERMIT

NO. 47-7787

Notice is hereby given that Acel and/or Lillian I. Fairchild of Buhl, Idaho are the holders of approved permit No. 47-7787 authorizing the diversion of 0.08 cubic feet per second of water from a Spring tributary of Deep Creek in the NWSW, Sec. 10, T9S, R14E, B.M., County of Twin Falls, to be used for Domestic (0.08 cfs) Heating (0.08 cfs) and Irrigation (0.06 cfs) of 3 acres within the NWSW, Sec. 10, T9S, R14E, B.M. for a total of 0.08 cfs.

The permit holders have applied to the Department of Water Resources for an Amendment of Permit to change the point of diversion and change the place of use as follows:

Point of Diversion: Lt2 (SWNW), Sec. 10, T9S, R14E, B.M., Twin Falls County

Place of Use: Lt2 (SWNW),/Sec. 10, T9S, R14E, B.M. for irrigation of 3 acres (0.06 cfs), Domestic (0.08 cfs), Heating (0.08 cfs).

Any protest against approval of the amending of permit No. 47-7787 as set forth above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd.North, Twin Falls, Idaho, 83301, on or before June 10, 1985.

A.KENNETH DUNN
Director

Published in the Times News May 23 and May 30, 1985.

MICROFILMED

/1786 LEGL DEP
RESOURCES thurs 5/23
IN 05/17 13:42

legal for thurs 5/23

**NOTICE OF
AMENDMENT TO
A WATER PERMIT
NO. 4787**

Notice is hereby given that Ace and/or Lillian I. Fairfield of Buhl, Idaho are the holders of approved permit No. 47-7787 authorizing the diversion of 0.08 cubic feet per second of water from a Spring Tributary of Deep Creek in the NWSW, Sec. 10, T9S, R14E, B.M., County of Twin Falls, to be used for Domestic (0.08 cfs) Heating (0.08 cfs) and Irrigation (0.06 cfs) of 3 acres within the NWSW, Sec. 10, T9S, R17E, B.M. for a total of 0.08 cfs.

The permit holders have applied to the Department of Water Resources for an Amendment of Permit to change the point of diversion and change the place of use as follows:

Point of Diversion: Lt 2 (SWNW), Sec. 10, T9S, R14E, B.M., Twin Falls County

Place of Use: Lt 2 (SWNW), NWSW Sec. 10, T9S, R14E, B.M. for irrigation of 3 acres (0.06 cfs), Domestic (0.08 cfs), Heating (0.08 cfs).

Any protest against approval of the amending of permit no. 47-7787 as set forth above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301, on or before June 10, 1985.

A. KENNETH DUNN

Director

PUBLISH: Thursdays,
May 23. and 30. 1985.

*Called correction
5/30/85*

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

FAIRCHILD, ACEL & LILLIAN I.
RT.3
BUHL, ID 83316

APRIL 07, 1982

RE: PERMIT NO. 47-7787

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

MICROFILMED

PRE-PERMIT EXAM

Applic. No: 47-7787 Date: 3/8/82

Source: Un-named Spring Trib. to: Deep Creek

Stream flow data: Estimated spring flow to be
around 0.2 cfs. Water was warm to
the touch as compared with water in Deep Creek

Other uses in general area: None

Special considerations: Spring arises on island in Deep Creek
Stream bed.

Water District or Canal Company which may have jurisdiction: _____
Explain: _____

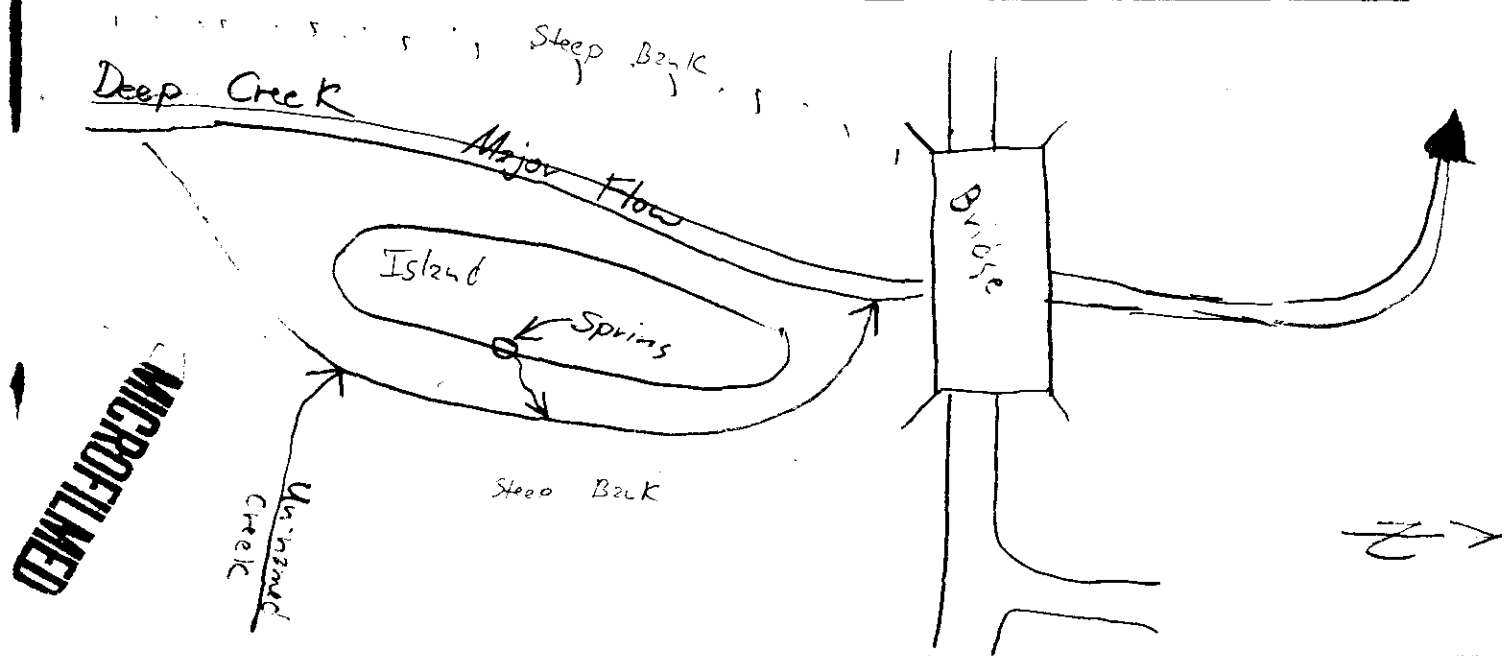
Do all items on application appear to be correct? Yes X No _____
Explain: _____

Recommendation and other comments: Approve

Deep Creek flows into Snake River
approx. 1/4 below bridge.

Signed: Lee J. Merrill

Persons present during review of site:
None



NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
Chartered

ATTORNEYS AT LAW

P.O. BOX 1906
TWIN FALLS, IDAHO 83301
TELEPHONE (208) 734-0700

THOMAS G. NELSON
JOHN A. ROSHOLT
J. EVAN ROBERTSON
STEVEN K. TOLMAN
JAMES C. TUCKER

SUN VALLEY-KETCHUM OFFICE
P.O. BOX 2399
SUN VALLEY, IDAHO 83353
TELEPHONE (208) 726-4491

February 3, 1982

Mr. Loren Holmes
Department of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Re: Acel Fairchild - Application Nos. 47-4271,
47-4272 and 47-7787

Dear Loren:

The Twin Falls Canal Company Board of Directors have concerns about Application Nos. 47-4271, 47-4272, and 47-7787 as filed by Acel Fairchild.

The applicant should be aware that he establishes no right to the continued delivery of the water by Twin Falls Canal Company. This is strictly waste and subject to Twin Falls Canal Company's prior rights. There may or may not be water at this point of diversion.

While the Company has no objection to the use of the water because the water is only waste water below our last delivery, the purpose of this letter is to advise that the Coulee is mossed with chemical on an ongoing basis for operation and maintenance purposes and that water may not be available.

To the extent that the water quality is degraded by applicant's use, I am sure that the applicant is aware of their water quality problem. We would anticipate that if the Canal Company is ever sued for alleged water quality violations concerning this waterway, that they will also look to this user.

Please do not consider this an official protest to the permit, but we request that this letter be included in the file.

Respectfully submitted,


JOHN A. ROSHOLT

JAR:bg

cc: Acel Fairchild
Warren Travis

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:

4Z-228Z-

FAIRCHILD, ACEL &/or LILLIAN I.

RT.3. BUHL, ID 83316

Source: SPRING tributary to DEEP CREEK

Date Filed: 01/14/1982

Amount: 0.08 CFS

Diversion Point: NWSW Sec 10 T 09S R 14E. TWIN FALLS Co.

Use: IRRIGATION	(0.06 CFS)	from 03/15 to 11/15
HEATING	(0.08 CFS)	from 01/01 to 12/31
DOMESTIC	(0.08 CFS)	from 01/01 to 12/31

Place of Use: NWSW Sec 10 T 09S R 14E FOR 3 ACRES

Diversion Means: PUMP, PIPELINE

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 FEBRUARY 15, 1982.

A. KENNETH DUNN

Director

Published 1/28 & 2/4/82.

MICROFILMED

/3884 pigl water dep
018.2 IN 12:20
legal notice to start
Thursday, January 28,
needs proof

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:

47-7787

FAIRCHILD, ACEL &/or
LILLIAN I.

RT. 3, BUHL, ID 83318

Source: SPRING tributary to DEEP CREEK

Date Filed 01/14/1982

Amount: 0.08 CFS

Diversion Point: NWSW

Sec 10 T 09S R 14E, TWIN
FALLS Co.

Use: IRRIGATION (0.06
CFS) from 03/15 to 11/15

HEATING (0.08 CFS)
from 01/01 to 12/31

DOMESTIC (0.08 CFS)
from 01/01 to 12/31

Place of Use: NWSW Sec
10 T 09S R 14E FOR 3

A C R E S
Diversion Means: PUMP,
PIPELINE

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 8330 and received on or before FEBRUARY 15, 1982.

A. KENNETH DUNN
Director

PUBLISH: Thursday,
January 28, and February
4, 1982.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

JANUARY 20, 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 FEBRUARY 15, 1982.

Yours truly,

Mary A. Hill
Secretary

Encl.

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