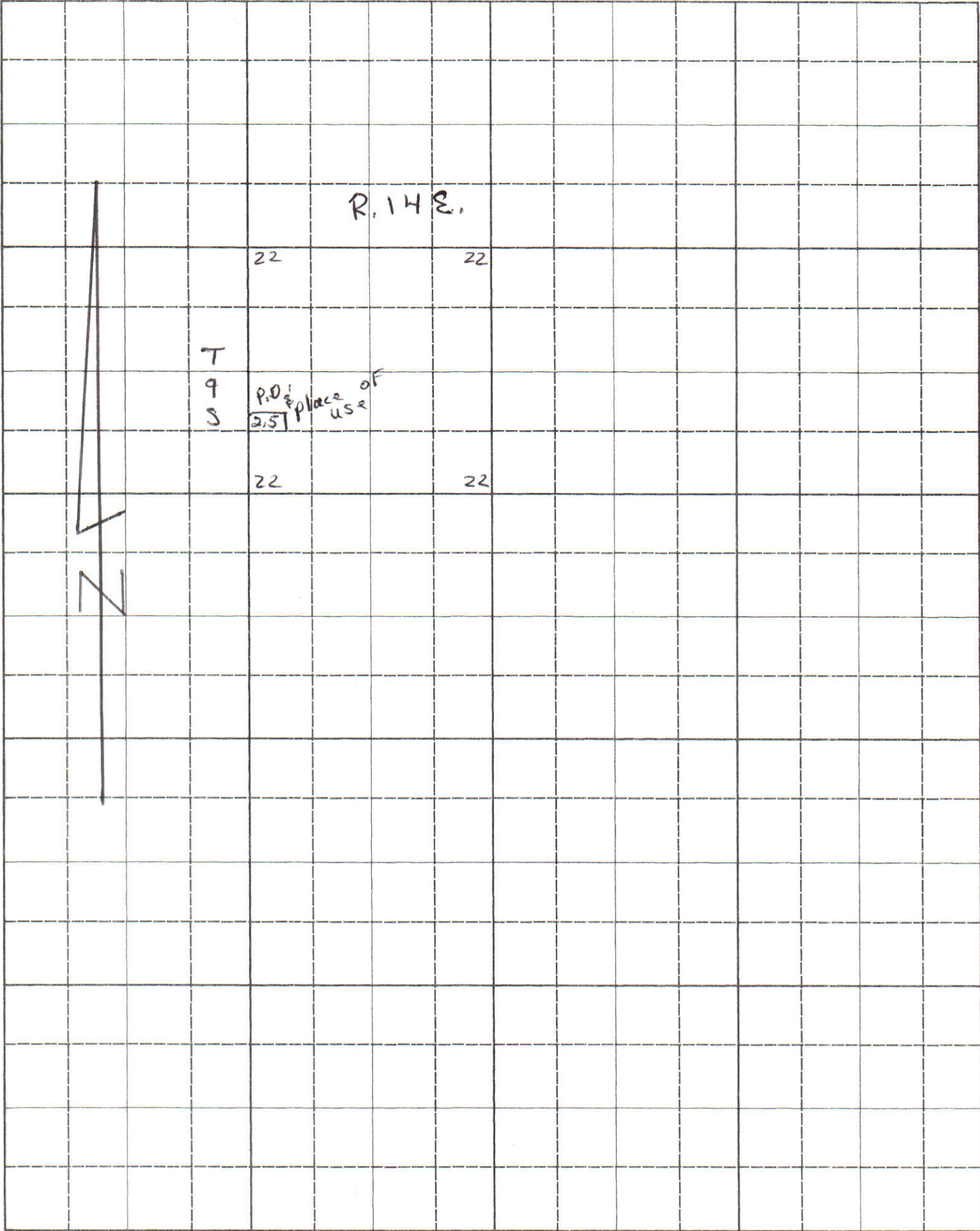


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Paul C. Sullivan
(Applicant)

47-7730
PHILLIPS, PAUL A. &/or
BARBARA H.
2165 MABEY DR., SALT
LAKE CITY, UT 84109
Source: SEEPAGE tributary
to sinks
Date Filed: 04/21/1981
Amount: 1.10 CFS
Diversion Point: NWSW Sec
22 T 09S R 14E, TWIN FALLS
Co.
Use: IRRIGATION (0.0750
CFS) from 03/15 to 11/15
AESTHETICS (1.10 CFS)
from 01/01 to 12/31
Place of Use: NWSW Sec 22
T 09S R 14E FOR 2 ACRES
Diversion Means:
HEADGATES, DITCHES,
POND

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

Nº 10354

I, Linda Capps McSwine being first duly sworn upo
oath, depose and say that I am Pune Club 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 14, 1981, and ending with the issue dated
May 21, 1981.

ok
mace
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 ther
of, Thursday is announced as the day on which said legal notices will be published.

Linda Capps McSwine
Subscribed and sworn to before me on this May, 1981, day of
May, 1981.

Phyllis Rowlett-Smith
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

RECEIVED

JUN 2 1981

Department of Water Resources
Southern District Office

UNRECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

FEB 03 1989

Department of Water Resources

A. GENERAL INFORMATION

1. Owner: Paul A. AND/or Barbara H. Phillips Permit No. 47-7730
Current Address: Route #3 Box 292A, Buhl ID 83316 Phone No. _____
2. Accompanied by: owner EXAM. DATE: 7/1/86
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Ground water tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE ☐ Copies Attached
2. Other water rights with same point of diversion: NONE ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____

2. ☐ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☒ 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)

UNFILMED

AUG 24 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

FEB 03 1989

Department of Water Resources

A. GENERAL INFORMATION

1. Owner: Paul A. AND/OR Barbara H. Phillips

Permit No. 47-7730

Current /

2. Accompa

Address:

Relatio

3. Source:

1/86

B. OVERLAP

1. Other wa

2. Other wa

☐ Copies Attached

Field Exam's Attached

C. SYSTEM I

1. Diversion
size/ditch

ponents. Indicate weir



Scale: 1" =

2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater)

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

AUG 24 1989

RECEIVED

47-7731

R14E

T10

15 74
22 T110
23

F9S



MICROFILMED

AUG 22 1989

PRE-PERMIT SURFACE-WATER EXAMINATION DATA SHEET

Date 5-27-81 Examiner TERRY Blau Application No. 47-7230

Applicant(s) Interviewed Live in Utah

Upstream Users Interviewed _____

&/or Upstream Diversions Inspected _____

Downstream Users Interviewed Gary Cooper, Ralph Nipper

&/or Downstream Diversions Inspected Gary Cooper No Problem

Ralph Nipper - Quit using old syphon 11yd H/H

Legal Description Verified By Map (or give proper description) ✓

Water Flow: Visual Estimate 1 cfs Channel Width 20" Average Depth 5"

Water Velocity 1.3 fps Channel Slope _____

Do Additional Inflows Enter Downstream From This Diversion? Not Significant

Does This Water Enter Canal-Company Waterways? No Canal Co. Approval? _____

Source Of Waste Water: Legal Description SENE, NESE, NWSE Sec 21, Twp 9S
Rge 14E, Twin Falls Co

Proportion Of Water Flow Arising On Applicant's Land _____

Does There Appear To Be Sufficient Water To Fulfill This Application Without Harming
Downstream Users? Yes ✓ No _____

Do Other Aspects Of The Application Appear To Be As Stated? Yes _____ No ✓

Notes Applicant will need to pump water to get it on land
staged. Talked to Mr. Lloyd Hill across the road to the
west of Applicant's property. Supplied most of information

Terry Blau
Signed

EX-100-1000

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07730

Priority: April 21, 1981 Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume:¹ 5.2 AF

This is to certify, that PAUL A. PHILLIPS
BARBRA H. PHILLIPS

RT. 3 BOX 292A
BUHL, ID 833160000 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated April 21, 1981; and
has submitted Proof of Beneficial Use on May 21, 1986. An examination indicates
that the works have a diversion capacity of .070 cfs of water from:

WASTE WATER tributary to SINKS

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	03/15 to 11/15	0.04 CFS	5.2 AF

LOCATION OF POINT(S) OF DIVERSION: NWSW , Sec. 22, 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	22	NWSW	1.3		1.3

Total number of acres irrigated: 1.3

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 right to use water confirmed by this license is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery 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. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

MICROFILMED

AUG 22 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07730

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 25th
day of July, 1989.

Acting for R. Keith Higginson, Director

RECEIVED
WATER RIGHTS DIVISION

AUG 22 1989

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 Paul A. and/or BARBARA H. Phillips Phone 801-487-6897
Post office address 2165 KADEY Dr. SALT LAKE, UTAH, 84109
2. Source of water supply Seep water which is a tributary of Sinks
3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 22 Township 9S
Range 14E B.M. Twin Falls County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount .075 for IRRIGATION purposes from MARCH 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount .110 for AEsthetics 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. .110 cubic feet per second and/or b. ✓ ~~acre-feet per annum~~.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. HEADGATES &
Ditches w/ small Pond for TROPICAL
FISH.
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____
Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

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

8. Description of proposed uses:

- a. If water is **not** for irrigation:
- (1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.
- (2) Amount of power to be generated: _____ horsepower under _____ feet of head.
- (3) List number of each kind of livestock to be watered _____
- (4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
- (5) If water is to be used for other purposes describe: AEsthetics.

OFFICE OF THE
SALT LAKE COUNTY
CLERK

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	22										2.5							2.5

Total number of acres to be irrigated 2.5

c. Describe any other water rights used for the same purposes as described above. None

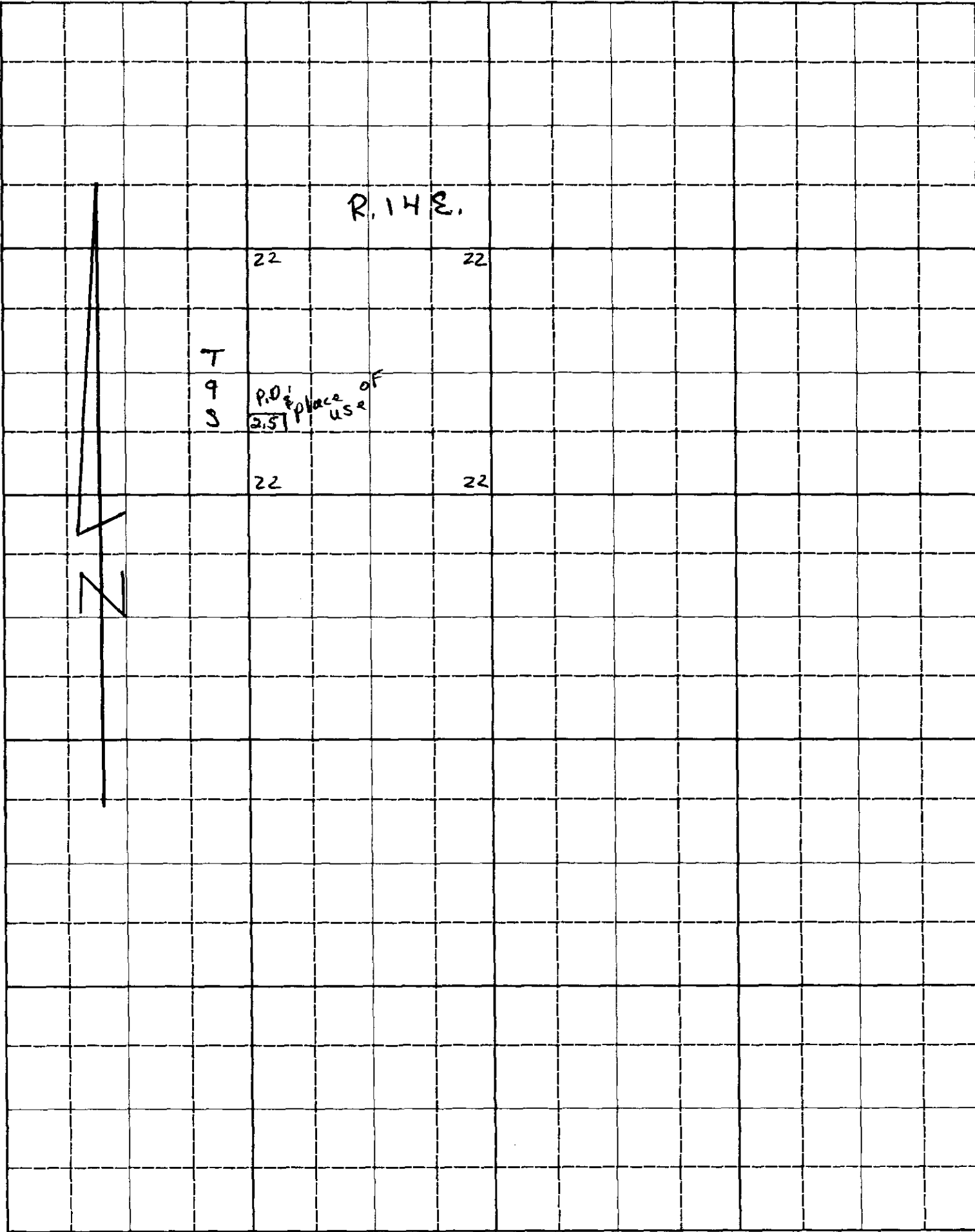
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks _____

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.

Paul G. Kullipie
(Applicant)

Proposed Priority 4/21/81

Received by J.F. Date 4-21-81 Time 11:00 A.M.
Preliminary check by [initials] Fee \$ 65.00 # 16974
Receipted by marya Date 4/21/81
Publication prepared by marya Date 4/28/81
Published in times news
Publication dates 5/14 + 5/21/81
Publication approved marya Date 5/6/81
Protests filed by: [initials]

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

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. 47-7730, 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 July 1, 19 86.
- 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:

A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

Witness my hand this 16th day of July, 1981.

Norman C. Young
Administrator, Resources Admin. Div.

Affidavit of Publication

Nº 10354

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

I, Linda Capps McGuire 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 14, 1981, and ending with the issue dated May 21, 1981.

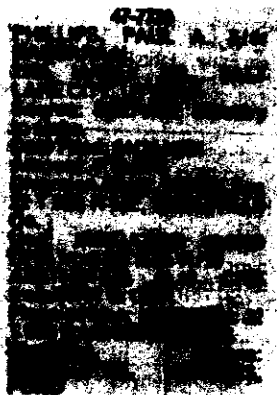
And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under 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 McGuire
Subscribed and sworn to before me on this 21 day of

May, 1981
Shelba Rowlett-Smith

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



RECEIVED

JUN 2 1981

Department of Water Resources
Southern District Office

UNITED STATES DEPARTMENT OF AGRICULTURE

July 26, 1989

PAUL A. PHILLIPS
BARBRA H. PHILLIPS
RT. 3 BOX 292A
BUHL, ID 833160000

RE: PERMIT NO. 47-07730

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

AUG 22 1989

April 11, 1989

PAUL A. PHILLIPS
BARBRA H. PHILLIPS
RT. 3 BOX 292A
BUHL, ID 833160000

RE: PERMIT NO. 47-07730

Dear Permit 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,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

AUG 22 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

FEB 03 1989

Department of Water Resources

A. GENERAL INFORMATION

1. Owner: Paul A. ^{AND} or Barbara H. Phillips Permit No. 47-7730
Current Address: Route #3 Box 292A, Buhl ID. 83316 Phone No. _____
2. Accompanied by: owner EXAM. DATE: 7/1/86
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Ground water tributary to _____

B. OVERLAP REVIEW

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

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____

2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and place(s) of use (required). ☒ 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)

AUG 24 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

FEB 03 1989

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 47-7730

1. Owner: Paul A. AND Barbara H. Phillips

Current

2. Accompa

Address:

Relatio

3. Source:

1/186

B. OVERLAP

1. Other wa

☐ Copies Attached

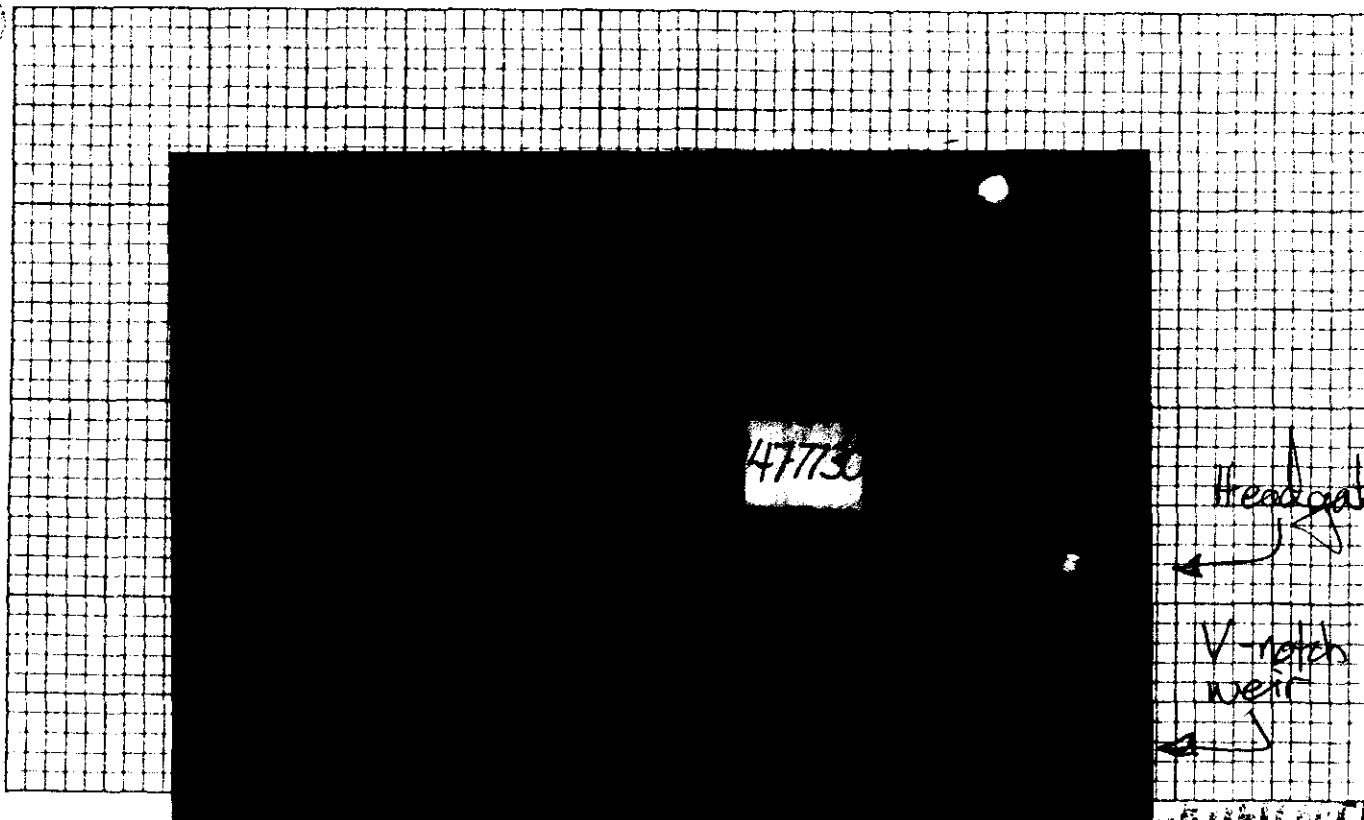
2. Other wa

Field Exam's Attached

C. SYSTEM

1. Diversion
size/ditch

ponents. Indicate weir



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)

AUG 24 1989

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater)

47-7731

R14E

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T11

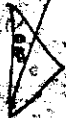
T12

23

16 15

21 22

T9S



22

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AUG 22 1989

System Description (continued)

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

The water here-in appropriated is waste water which runs off fields in the NWSW Sec 22 and NESE Sec 21. Water is diverted via a wooden check dam constructed of railroad ties. Water is diverted into a small earth ditch to place of use

☐ 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

*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
					NWSW 22	9S	14E	Twin Falls	ASCS Photo

6. Place(s) of Use:

Indicate Method of Determination ASCS Photo + Dot Grid

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	22										1.3							1.3

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AUG 22 1989

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Weir	90° V-Notch	Custom made				

2. Measurements:

.23' on 90° V-Notch weir = 0.065 cfs.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

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:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 13 \text{ AC} \times 4 \text{ AF/ANN/AC} = 5.2 \text{ AF/ANN}$

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 19.4$

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 5.2 \text{ AF/ANN}$

2. Volume Calculations for Other Uses:

AUG 22 1989

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Applicant did not develop pond for aesthetic use

I. RECOMMENDATIONS

1. Recommended Amounts

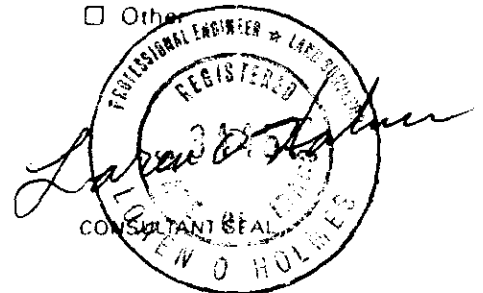
Beneficial Use	Period of Use From To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
<i>Irrigation</i>	<i>MAR 15 NOV 15</i>	<i>0.04 cfs</i>	<i>5.2 AF/ANN</i>
Totals:			<i>0.04 cfs 5.2 AF/ANN</i>

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name *Terry G. Blair*
 Signature *Terry G. Blair*
 Certification Date *4/8/89*
 Field Report Preparation Date *7/1/89 & 7/8/89*



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

reviewed: Roxanne McFarthy 3/7/89

Reviewed

AUG 22 1989

PLACE
STAMP
HERE

MICROFILMED

AUG 22 1989



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 47-7730
Name(s) of Permit Holder(s): Paul A. / or Barbara H. Phillips
Post Office Address: 2165 Mackey Drive
SALT Lake City, Utah 84109 Tel. No. 801-87-6897

☐ I hereby certify that construction of diversion works for the above referenced permit began on _____ I understand that I must
(date)
continue to develop the water system with diligence to maintain a valid permit.

☒ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:
We Delayed in Bldg. our Home at time we
applied for permit we intend to start this summer

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

Date

Signature of Permit Holder

6-13-83

Paul A. Phillips

INTER-DEPARTMENT MEMO — 1

FROM TERRY BLAUDATE 8/13/86TO File 47-7730SUBJECT EXAM Fee notice

Mr. Phillips called today to say that he received a certified letter requesting an examination fee. He submitted proof of Beneficial use on 5/21/86 indicating that he would not be using more than .04 cfs. He should therefore not have received notice. I hope this will help prevent unnecessary mailings in future.

MICROFILMED

AUG 22 1986

Terry Blau

SIGNATURE



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

47-7730
PHILLIPS, PAUL A.
PHILLIPS, BARBRA H.
RT. 3 BOX 292A
BUHL, ID 83316

138150

August 12, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers or geologists certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A certified water

MICROFILMED

AUG 22 1989

right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department office.

Southern Region
Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Sincerely,

Loren Holmes
LOREN HOLMES
Southern Regional Manager

Enclosures

RECORDED

AUG 22 1989

RECEIVED

MAY 21 1986

no fee. 25
Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Reviewed by _____
Sent to region 218-86

PROOF OF BENEFICIAL USE

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

Permit No. 47-7730
Name(s) of Permit Holder: Paul A. Phillips
Post Office Address: Box 292A Rt. 3
Buhl, Ida. 83316 Telephone No. 543-8337
Source of Water: Seep water
Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)
Irrigation 3/4 acre (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted .04 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: _____

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

Fee enclosed \$ None Required
(See License Examination Fee Schedule)

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

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

Paul Phillips (Permit Holder) 543-8337
(Name) (Telephone Number)

(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.

May 19, 1986
Date

Paul A. Phillips
Signature of Permit Holder (and title, if appropriate)

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Paul Phillips
Box 292A Rt 3
Buhl, Ida 83316



Dept. of Water Resources
Statehouse
Boise, Ida. 83720

INTER-DEPARTMENT MEMO — 1

FROM

Rita Lueck

TO

File 47-7730

SUBJECT

Returned B/L Notices

The Twin Falls County Assessor has an address R+3, Box 292A, Buhl, Id 83316 for Paul & Barbara Phillips.

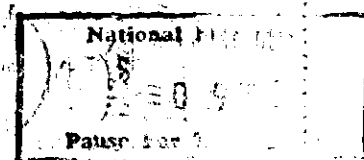
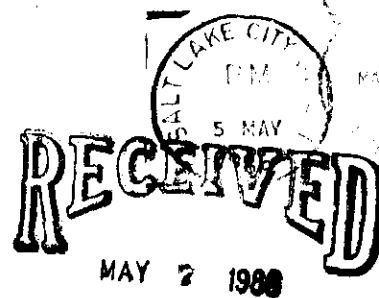
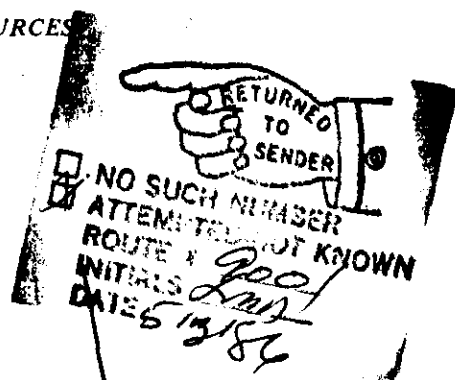
The notice has been forwarded to this address

MICROFILMED

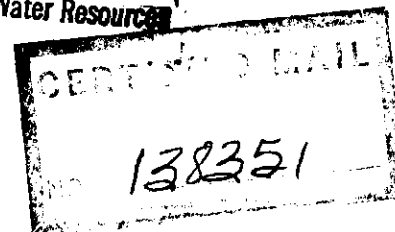

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

(3)



Department of Water Resources



MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
APRIL 30, 1986

138351

PHILLIPS, PAUL A. & BARBRA H.
2165 MABEY DR.
SALT LAKE CITY, UT 84109

PROOF DUE NOTICE

RE: PERMIT NO. 47-7730

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 JULY 1, 1986. (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



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

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

PHILLIPS, PAUL A. & BARBARA H.
2165 MABEY DR.
SALT LAKE CITY, UT 84109

JULY 29, 1981

RE: PERMIT NO. 47-7730

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.

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL AND MAINTAIN A MEASURING DEVICE AT YOUR POINT OF DIVERSION. WE HAVE ENCLOSED A DESCRIPTION OF THE DIFFERENT TYPES OF MEASURING DEVICES ACCEPTED BY THIS OFFICE.

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



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

C. Stephen Allred
Director

May 8, 1981

Mr. Warren Travis
Twin Falls Canal Co.
Box 326
Twin Falls, Idaho 83301

Re: Applications for Permits No. 47-7728 - 47-7730 - 47-7731

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,

Loren O. Holmes
Southern Region Supervisor

LOH:marya

Encl:



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-2230-

PHILLIPS, PAUL A. &/or BARBRA H.

2165 MABEY DR., SALT LAKE CITY, UT 84109

Source: SEEPAGE tributary to SINKS

Date Filed: 04/21/1981

Amount: 1.10 CFS

Diversion Point: NWSW Sec 22 T 09S R 14E, TWIN FALLS Co.

Use: IRRIGATION (0.0750 CFS) from 03/15 to 11/15
AESTHETICS (1.10 CFS) from 01/01 to 12/31

Place of Use: NWSW Sec 22 T 09S R 14E FOR 2 ACRES

Diversion Means: HEADGATES, DITCHES, POND

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 1, 1981.

A. KENNETH DUNN

Director

Published 5/14 & 5/21/81.

RECEIVED
MAY 21 1981

ok
mayer
5/4/81

47-7738
PHILLIPS, PAUL A. &/or
BARBARA H.
2188 MAREY DR., SALT
LAKE CITY, UT 84108
Source: SEEPAGE tributary
to sinks
Date Filed: 04/21/1981
Amount: 1.10 CFS
Diversion Point: NWSW Sec
22 T 09S R 14E, TWIN FALLS
Co.
Use: IRRIGATION (0.0750
CFS) from 03/15 to 11/15
AESTHETICS (1.10 CFS)
from 01/01 to 12/31
Place of Use: NWSW Sec 22
T 09S R 14E FOR 2 ACRES
Diversion Means:
HEADGATES, DITCHES,
POND

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Southern Region

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

APRIL 29, 1981

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 1, 1981.

Yours truly,

Mary A. Hill
Secretary

Encl.

RECORDED

PRE-PERMIT SURFACE-WATER EXAMINATION DATA SHEET

Date 5-27-81 Examiner TERRY Blau Application No. 47-7230

Applicant(s) Interviewed live in Utah

Upstream Users Interviewed _____

&/or Upstream Diversions Inspected _____

Downstream Users Interviewed Gary Cooper Ralph Nipper

&/or Downstream Diversions Inspected Gary Cooper no problem

Ralph Nipper - Quit using old syphonage Lloyd Hill

Legal Description Verified By Map (or give proper description) ✓

Water Flow: Visual Estimate 1 cfs Channel Width 20" Average Depth 5"

Water Velocity 1.3 fps Channel Slope _____

Do Additional Inflows Enter Downstream From This Diversion? not significant

Does This Water Enter Canal-Company Waterways? _____ Canal Co. Approval? _____

Source Of Waste Water: Legal Description SENE, NESE, NWSE Sec 21, Twp 9S

Rge 14E, Twp N Falls Co

Proportion Of Water Flow Arising On Applicant's Land _____

Does There Appear To Be Sufficient Water To Fulfill This Application Without Harming

Downstream Users? Yes ✓ No _____

Do Other Aspects Of The Application Appear To Be As Stated? Yes _____ No ✓

Notes Applicant will need to pump water to get it on level
stead. Talked to mr. Lloyd Hill across the road to the
west of Applicant's property. Supplied most of information.

Terry A Blau
Signed

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