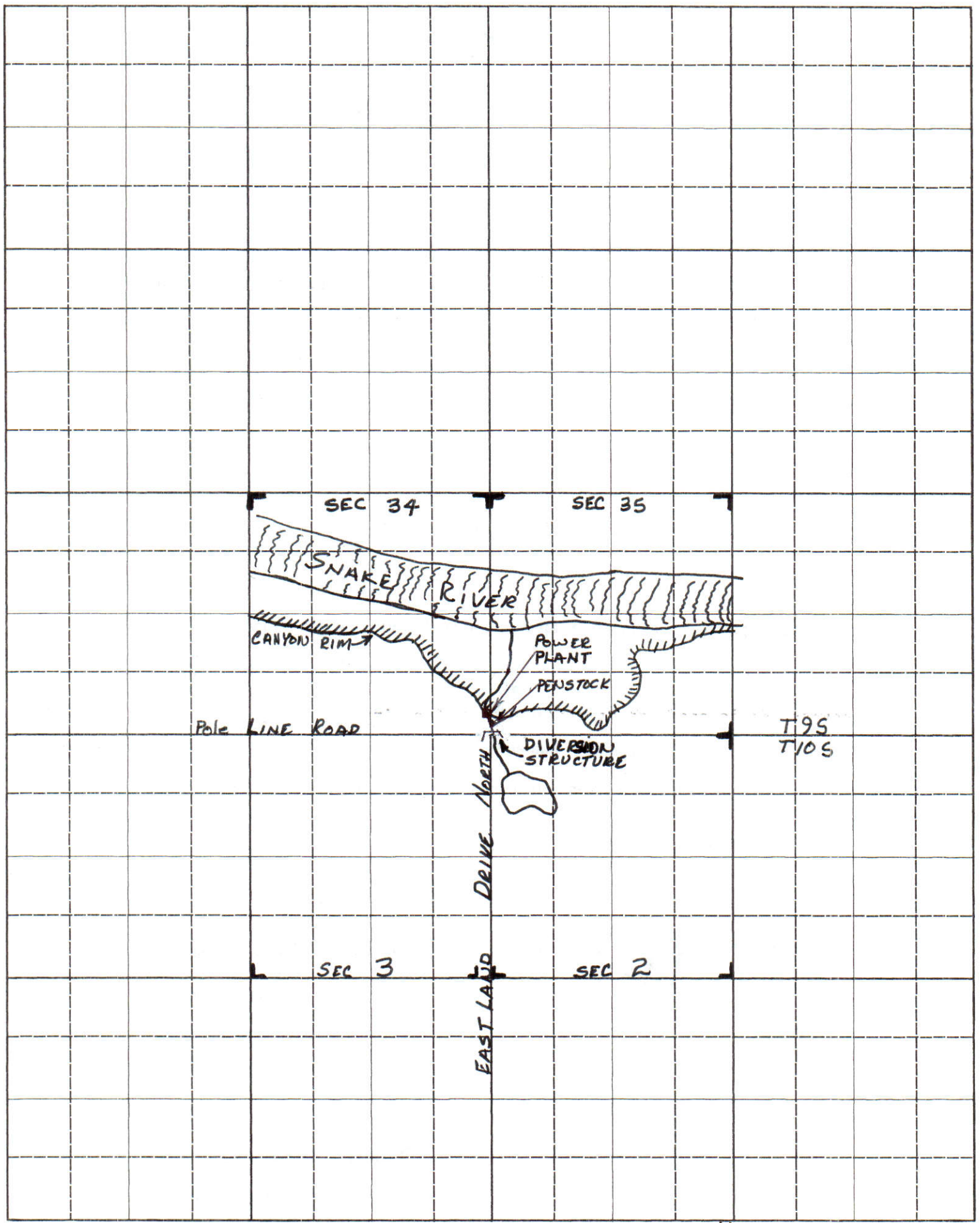


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

[Signature]
(Applicant)
(Roy T. Raper)

RECEIVED

PROJECT ROY ROPERJOB NO. 3510SHEET 1/1DESIGNED OVE

DATE _____

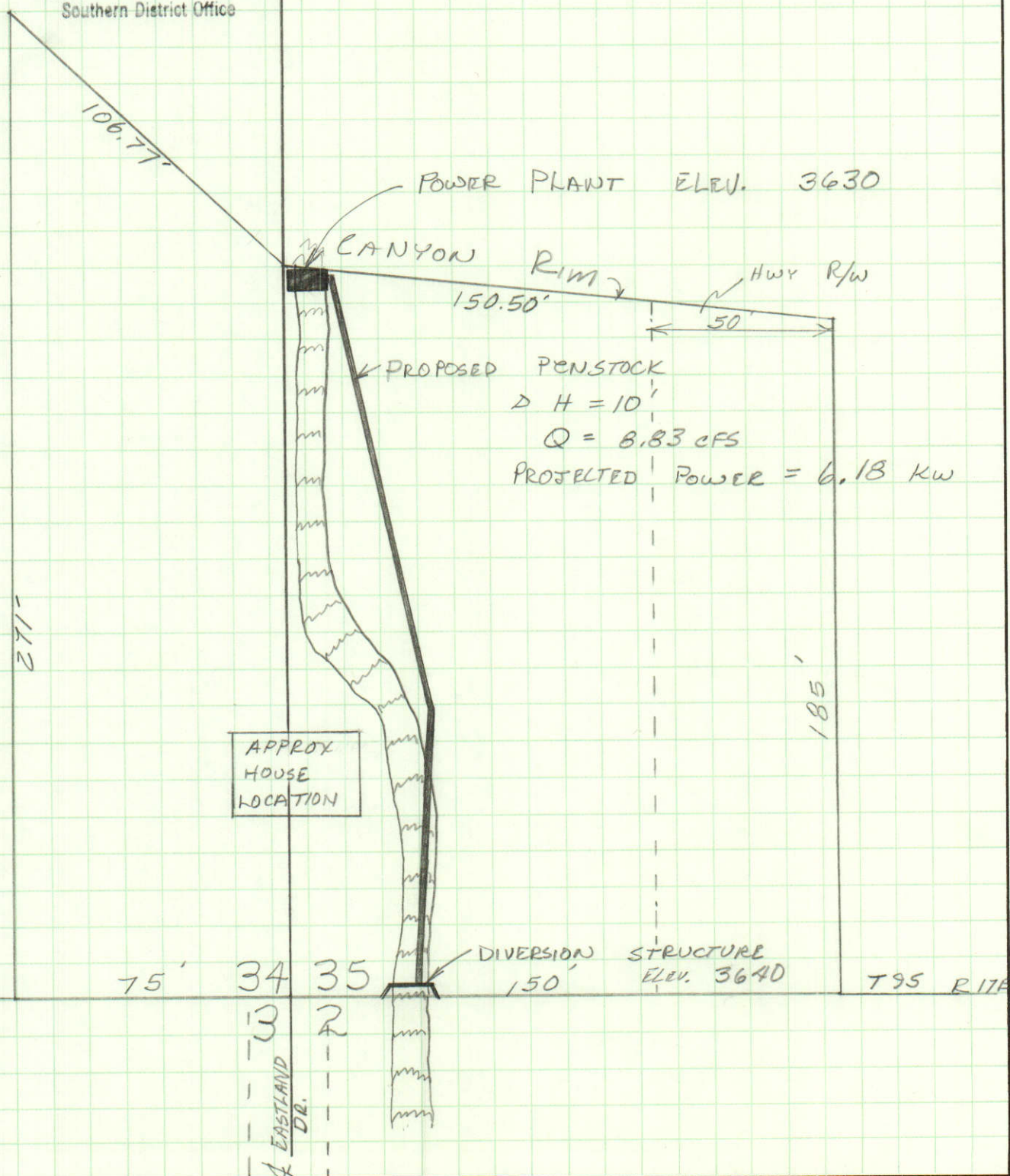
ITEM WATER USE PLAN

CHECKED _____

DATE _____

RECEIVED

NOV 24 1980

Department of Water Resources
Southern District OfficeNOTE: THE ENTIRE PROPERTY IS
PROPOSED FOR IRRIGATION.

MICROFILMED

Affidavit of Publication

Nº 9844

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

I, Linda Capps McBuire being first duly sworn upon
oath, depose and say that I am Owner 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

December 18, 1980, and ending with the issue dated
December 25, 1980.

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

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

Linda Capps McBuire
Subscribed and sworn to before me on this 30 day of

December, 1980
Mella Rowlett-Smith

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

NOTICE OF APPLICATION FOR WATER RIGHT

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

47-7678

ROPER, ROY
RT. 3, TWIN FALLS, ID 83301

Source: UNNAMED

STREAM tributary to
SNAKE RIVER

Date Filed: 11/21/1980

Amount: 10.00 CFS

Diversion Point: LOT 05

(SWSW) Sec 35 T 09S R

17E, TWIN FALLS Co.

Use: IRRIGATION (0.02 CFS)

from 03/15 to 11/15

POWER (10:00 CFS) from

01/01 to 12/31

Place of Use: SESE Sec 34 T

09S R 17E SESE Sec 35 T

09S R 17E LOT 16 (SWSW)

Sec 35 T 09S R 17E FOR 1

ACRE

Diversion Means:

DIVERSION STRUCTURE,

PENSTOCK

ok map

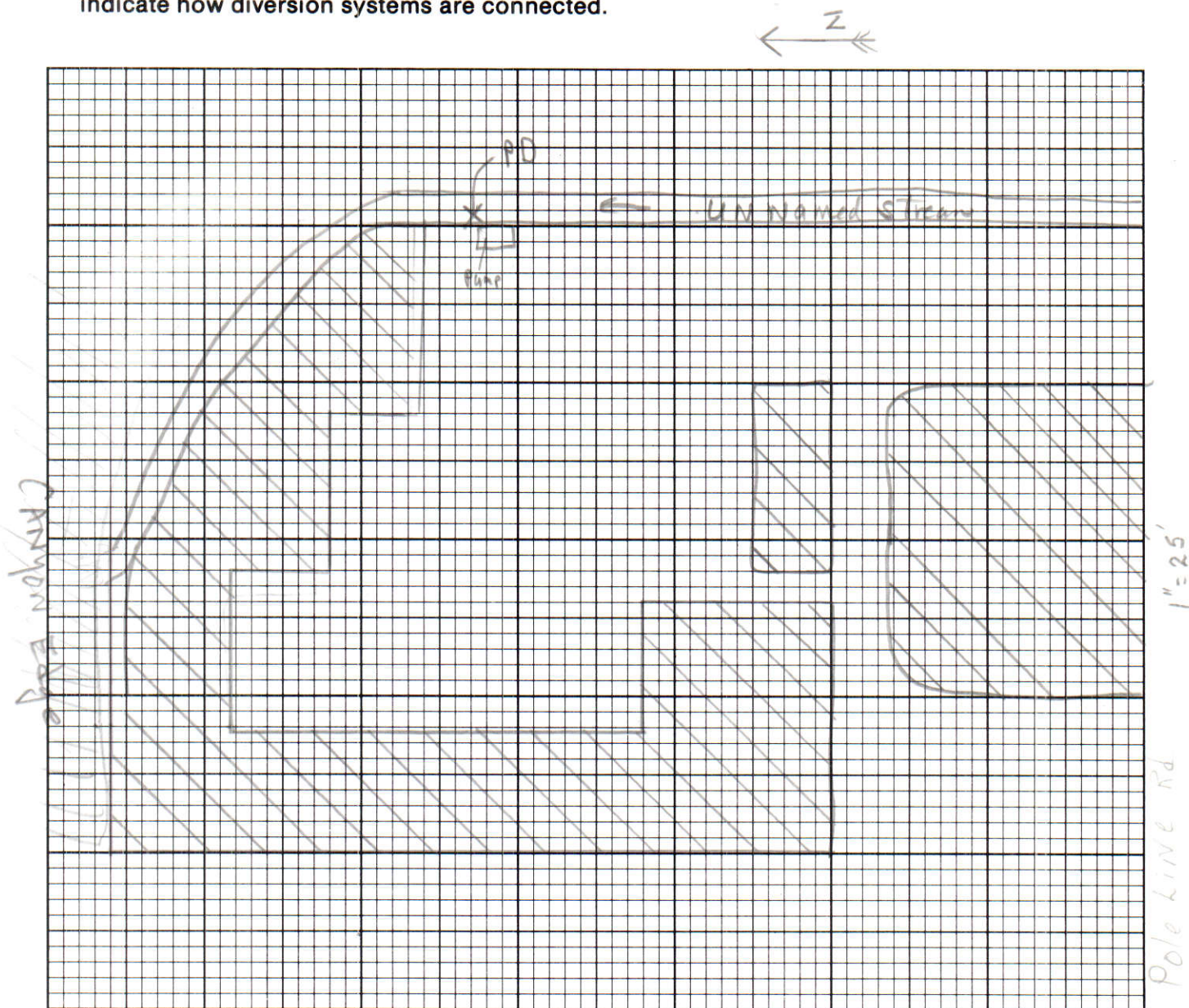
RECEIVED

JAN 5 1981

Department of Water Resources
Southern District Office

MICROFILMED

10. Other water rights on these lands _____
11. Other water right diverted from same p.d. _____
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached ☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached
14. Remarks Measurement made at intake side of Pump. Time required to empty a calibrated container.
Applicant decided against developing water for hydro power.
The circuit measured ran 4 full square rain jet sprinklers and
4 1/2 square rain jet sprinkler heads
15. 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
16. Examiner's/Consultant's Signature Terry A. Blum Date 8-9-85
 Consultant's License Number _____
 IDWR Director's Authorization to Conduct
 Beneficial Use Examination _____

Date

CONSULTANT SEAL

MICROFILMED

JUL 20 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07678

Priority: November 21, 1980 Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume:¹ 0.8 AF

This is to certify, that ROY ROPER, DEC.

C/O CATHY A. ROPER

RT. 6, BOX 9136

TWIN FALLS, ID 83301

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 21, 1980; and has submitted Proof of Beneficial Use on May 16, 1985. An examination indicates that the works have a diversion capacity of .050 cfs of water from:

UNNAMED STREAM

tributary to SNAKE RIVER

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	0.02 CFS	0.8 AF

LOCATION OF POINT(S) OF DIVERSION: LOT 6(SESE), Sec. 34, Township 09S, Range 17E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	17E	34	SESE	0.2		0.2

Total number of acres irrigated: 0.2

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 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.

MICROFILMED

JUL 20 1989

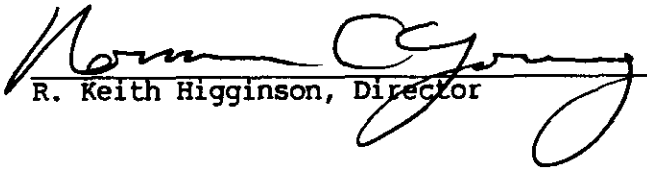
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07678

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 14TH
day of July, 1989.

Acting for


R. Keith Higginson, Director

RECORDED

JUL 17 1989

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 47-07678

RECEIVED

APR 21 1989

Date of Priority: November 21, 1980

Comes now ROY ROPER, DEC.
C/O CATHY A. ROPER
RT. 6, BOX 9136
TWIN FALLS, ID 83301

APPROVED Department of Water Resources

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. 47-07678, and requests that the permit be changed as follows:

Source: **UNNAMED STREAM** tributary to **SNAKE RIVER**

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	0.02 CFS	0.8 AFA

LOCATION OF POINT OF DIVERSION(S): LOT 6(SESE), Sec. 34, Township 09S, Range 17E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S 17E 34	SESE 0.2			0.2

Total number of acres irrigated: 0.2

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at _____, this 11 day of April, 1989.

By Steven W. Bingham
(Signature)

Steven W. Bingham
Trust Property Officer
West One Bank, Idaho
Trustee for LeRoy Roper Estate

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 47-07678

FOR DEPARTMENT USE ONLY

Preliminary check by KW Fee = \$20.00 ☒ Received by K. Yang Date 4/21/89

ACTION OF THE DEPARTMENT OF WATER RESOURCES #C006464

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 47-07678 with the following;

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

Witness my hand this 14TH day of July, 1989.

Norm C. Yang
Acting for (Director)

MICROFILMED

JUL 20 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
APPROVED

To appropriate the public waters of the State of Idaho

Department of Water Resources
Southern District Office

1. Name of applicant Roy Roper Phone 734-8666
Post office address Route 6 AS per Tele w/ Mrs. Roper RC 8/12/81
Route 8, Twin Falls, Idaho 83301

2. Source of water supply Unnamed Stream which is a tributary of Snake River

3. Location of point of diversion is (SW 1/4 of Lot 5) 1/4 of Section 35 Township 9 South
Range 17 East B.M. Twin Falls County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 10 cfs for Power Generation purposes from Jan 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .02 cfs for Irrigation purposes from Mar. 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 10 cubic feet per second and/or b. 725.3 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Diversion structure, penstock
at the top of the canyon rim and a power plant at the base of the canyon.
The diversion structure will turn out irrigation water as it is required.

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: Lot 16
(1) Give the place of use of water: (SW 1/4 of SW 1/4 of Section 35 Township 9 South
Range 17 East B.M.

(2) Amount of power to be generated: 489 horsepower under 500 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: _____

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

[illegible]

Total number of acres to be irrigated 1.0

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

9. a. Who owns the property at the point of diversion Roy Roper

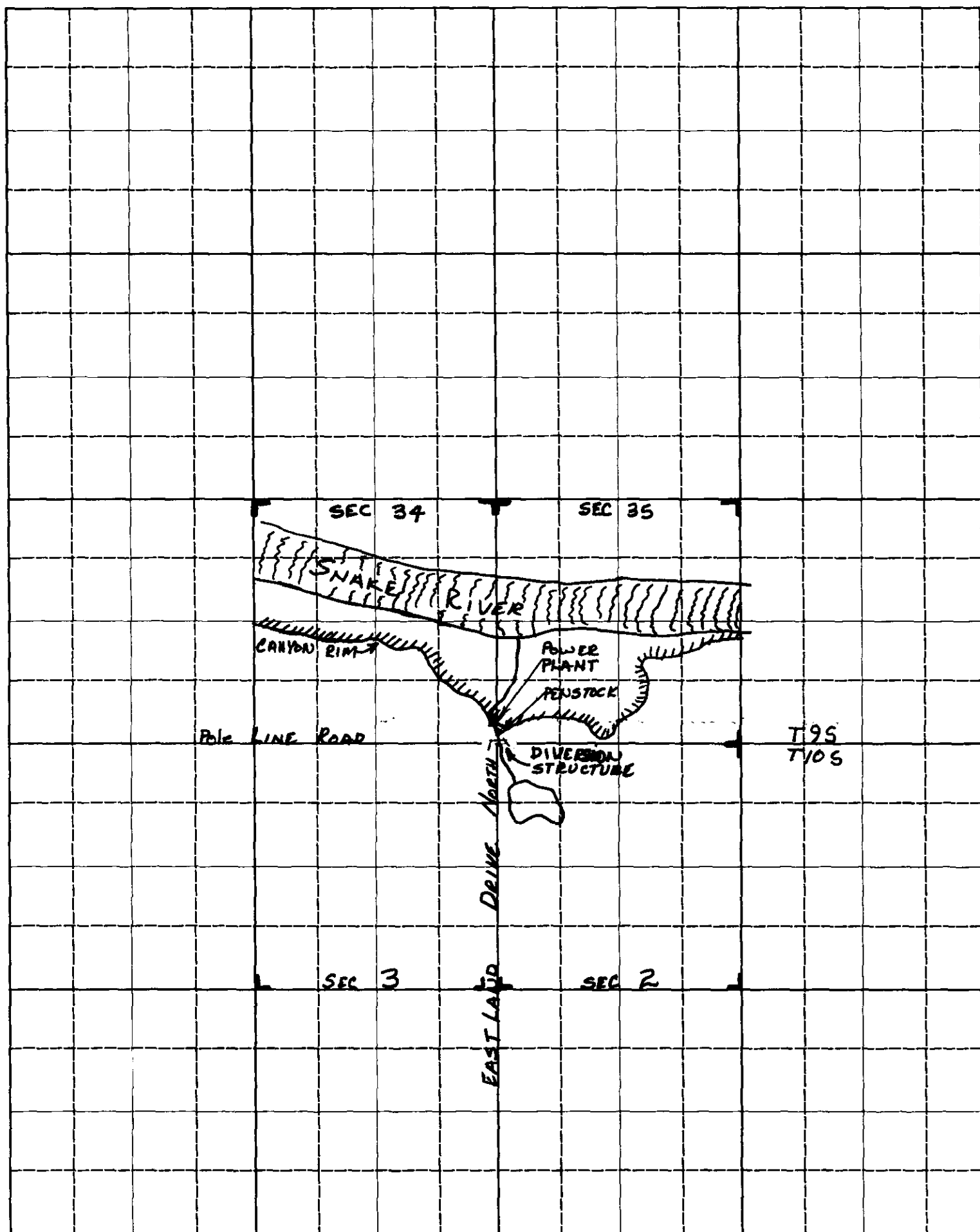
b. Who owns the land to be irrigated or place of use Koy Roper

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

[illegible]

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.

[Signature]
(Applicant)

RECORDED

Proposed Priority 11/21/80
Received by LH Date 11-21-80 Time 3:30 PM
Preliminary check by JP Fee \$ 225.00
Receipted by LH Date 11-21-80 # 16689
Publication prepared by maria Date 12/6/80
Published in times news
Publication dates 12/18 & 12/25/80
Publication approved _____ Date _____
Protests filed by: None

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

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. 47-7678, 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. (2) This permit is subject to the provisions of Sections 42-205 through 42-210, Idaho Code, restricting the sale, transfer, assignment or mortgage of this permit. Failure to comply with these provisions is cause for immediate cancellation of this permit. (3) This permit does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required. (4) This project shall be operated in a manner that will not conflict or interfere with the future diversion of water for irrigation or other beneficial consumption.

Witness my hand this 23rd day of July, 1981.

J. Glen Saxton
Chief, Operations Bureau

Individual Owner

AFFIDAVIT TO ESTABLISH RESIDENCE

I, Roy Roper of Twin Falls, County of Twin Falls, State of Idaho, being duly sworn, do hereby certify that I am a bona fide resident of the State of Idaho.

/s/ [Signature] (Roy Roper)

Subscribed and sworn to before me this 24th day of September, 1980

/s/ [Signature]

Notary Public

Residence Twin Falls, Idaho

My Commission Expires Lifetime

Corporation or Association

AFFIDAVIT TO ESTABLISH RESIDENCE
OR QUALIFICATIONS TO DO BUSINESS UNDER THE LAWS OF
IDAHO...

I, _____ of _____, County of _____, State of Idaho, being first duly sworn, depose and say:
That I am the designated statutory agent of the _____,
that as such I am in charge of the registered office of the said _____,
_____ as provided by Section 30-143, Idaho Code, at _____,
Idaho, wherein are kept the records provided by Section 30-144, Idaho Code, and that _____ is a legal _____ qualified to do business in the State of Idaho under the laws of the State of Idaho.

/s/ _____

Subscribed and sworn to before me this _____ day of _____, 19____

/s/ _____

Notary Public

Residence _____

My Commission Expires _____

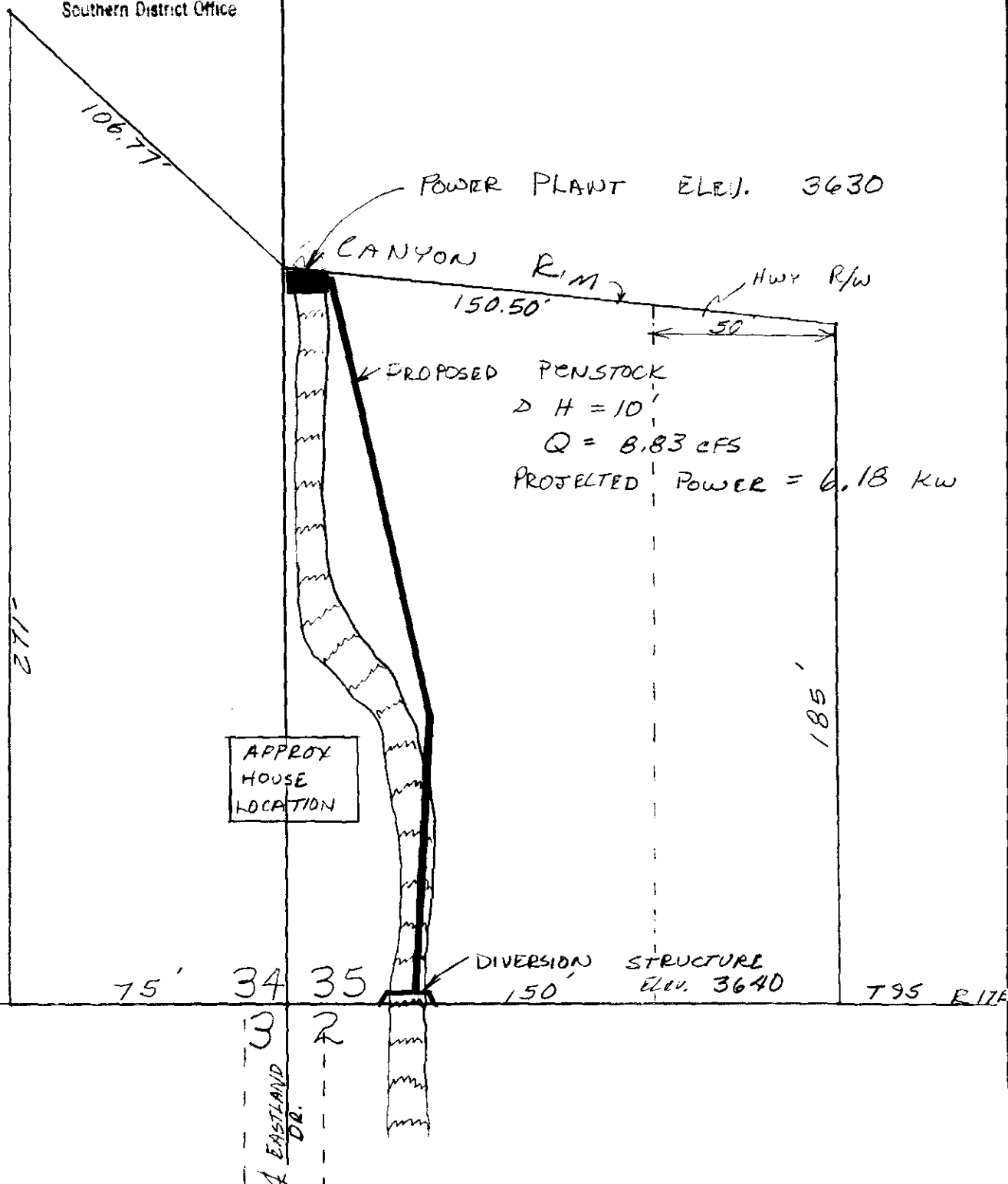
PROJECT ROY KOPERJOB NO. 3510SHEET 1/1DESIGNED OVR

DATE _____

ITEM WATER USE PLAN

CHECKED _____

DATE _____

RECEIVEDDepartment of Water Resources
Southern District OfficeNOTE: THE ENTIRE PROPERTY IS
PROPOSED FOR IRRIGATION.

MICROFILMED

Affidavit of Publication

Nº 9844

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

I, Linda Capps McBaine being first duly sworn upon
oath, depose and say that I am Business Clerk of the TIMES-NEWS,
published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of
the notice of advertisement, as per clipping attached, was published in the regular and
entire issue of said newspaper, and not in any supplement thereof, for Two
consecutive Weeks, commencing with the issue dated

December 18, 1980, and ending with the issue dated
December 25, 1980.

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 there-
of, Thursday is announced as the day on which said legal notices will be published.

Linda Capps McBaine
Subscribed and sworn to before me on this 30 day of

December, 1980.
Mella Rowlett-Smith

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

NOT RECORDED

RECORDED
JAN 5 1981
COUNTY OF TWIN FALLS
NOTARY PUBLIC

May 19, 1992

ROY ROPER
ATTN: CATHY A. ROPER
C/O IDAHO FIRST NATIONAL BANK
TWIN FALLS ID 83301

RE: Water Right No. 47-07678

Dear Water Right Holder(s):

Department water right records show that you divert water from the Snake River or its tributaries under a water right that has a priority date later than December 29, 1976. This is the priority of the established minimum stream flow of the Snake River at the Weiser Gage (Weiser) in the amount of 4,750 cubic feet per second.

Because of the continuing drought conditions in the Snake River Basin, department hydrologists project that during 1992, there could be periods when the required minimum flow will not be satisfied due to low flows of the Snake River. The department urges you to not divert at a higher rate than authorized by your water right and to not use your right in any manner different than authorized. In addition, when the minimum flow will not be satisfied or is not being satisfied, you are required to cease diverting water under your water right, because your right is of later priority than the minimum stream flow at Weiser.

If the department determines the minimum flow will not be satisfied, the department will advise you and will provide as much lead time as possible in requiring that you temporarily cease your diversion of water. The greatest likelihood for this to occur is during a period from mid-June to late June.

While the department expects good cooperation from junior water right holders, water users should be aware that Section 42-352, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversions of water.

The department has contacted both the Idaho Power Company and the U.S. Bureau of Reclamation with respect to the timing of storage releases from upstream reservoirs for flow enhancement

purposes. This type of coordination could minimize the impact on existing water users and reduce the need to curtail diversions.

The department has scheduled public information meetings relative to this potential regulation as follows:

Mountain Home - June 4, 1992 - 10:00 a.m. - gymnasium at
North Elementary School, 290 E. 12th N.

Caldwell - June 4, 1992 - 7:00 p.m. - Ballroom in the
Student Union Building, Albertson College of Idaho,
2112 Cleveland

If you have questions concerning this letter or wish to provide the name of a different contact person or address to receive department correspondence, please contact the department.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

West One Bank, Idaho, N.A.
Investment Center
Post Office Box 509
Twin Falls, Idaho 83303
208 737-5020

May 27, 1992

State of Idaho
Dept. of Water Resources
1301 North Orchard
Statehouse Mail
Boise, ID 83720-9000

WEST ONE
BANK

RECEIVED
MAY 29 1992

Department of Water Resources

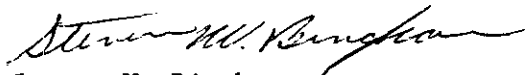
RE: Roper
#14009331

Water Right #47-07678

I received the enclosed letter regarding the above mentioned water right. This property is no longer owned by the Ropers. The property was sold in the spring of 1989 to Ernest L. and Sharlene S. Brannon, P.O. Box 8943 Moscow, Idaho.

Any further correspondence regarding this water right should be sent to them.

Sincerely,



Steven W. Bingham
Trust Property Officer

SWB:el

6/3/92 - May 19, 1992 letter mailed to Brannons
on 6/3/92



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

May 19, 1992

ROY ROPER
ATTN: CATHY A. ROPER
C/O IDAHO FIRST NATIONAL BANK
TWIN FALLS ID 83301

RECEIVED MAY 26 1992

RE: Water Right No. 47-07678

Dear Water Right Holder(s):

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purposes. This type of coordination could minimize the impact on existing water users and reduce the need to curtail diversions.

The department has scheduled public information meetings relative to this potential regulation as follows:

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North Elementary School, 290 E. 12th N.

Caldwell - June 4, 1992 - 7:00 p.m. - Ballroom in the
Student Union Building, Albertson College of Idaho,
2112 Cleveland

If you have questions concerning this letter or wish to provide the name of a different contact person or address to receive department correspondence, please contact the department.

Sincerely,

A handwritten signature in dark ink, appearing to read "L. Glen Saxton". The signature is fluid and cursive, with the first name "L." being small and the last name "Saxton" being larger and more prominent.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

July 17, 1989

ROY ROPER, DEC.
C/O CATHY A. ROPER
~~RT. 6, BOX 9136~~ *Idaho 1st National Bank*
~~TWIN FALLS, ID 83301~~ *Box 509*
Twin Falls, ID 83301

RE: PERMIT NO. 47-07678

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

JUL 20 1989

West One Bank, Idaho, N.A.
Post Office Box 7928 Boise, Idaho 83707

WEST ONE
TRUST

1-00244094

10244094

04/19/89	Account Number 14009331
----------	----------------------------

Account Title	Prin./Inc.	Tran Code
ROPER LEROY FBO CATHY T/U/W	02	73
In Payment of	Amount	
PAYMENT FROM ACCOUNT FILING FEE FOR WATER RIGHT #47-07678	\$*****20.00	
	Tax Code	Admin
	501	040
	Customer Key	

Do Not Cash Before Cashing

This Portion Non-Negotiable

(WEST ONE BANK, IDAHO
TRUST DEPARTMENT
P.O. BOX 509
TWIN FALLS, ID 83303-0509



DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

JUL 20 1989
RECEIVED

Handwritten:
Fund
Expire
RKB
Per Justin
County Assessor
County 1st Nat'l
Bank
c/o Idaho 1st Bank
Box 509
P.O. Box 509
P.O. Box 509
83301
Justin

RECEIVED
JAN 18 1989

EXP 00 01168641 01/16/89
NOTIFY SENDER OF NEW ~~Department of~~ Water Resources
RETURN TO SENDER
FORWARDING ORDER EXPIRED
LSPS LSPS *

January 10, 1989

ROY ROPER, DEC.
C/O CATHY A. ROPER
RT. 6, BOX 9136
TWIN FALLS, ID 83301

RE: PERMIT NO. 47-07678

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECORDED

JUL 20 1989

MEMORANDUM

TO: File

FROM: *Royanne McCarthy*

DATE: *11/3/88*

RE: Beneficial Use Field Report Review

Right No. *47-7678*

Comments *changes*

Part A - General Info.

0.2 acre (4.0) = 0.8 afa

Part B - Overlap Review

Part C - System Description

Part D - Flow Measurements

Part E - Flow Calculations

Part F - Volume Calculations

Part G - Remarks

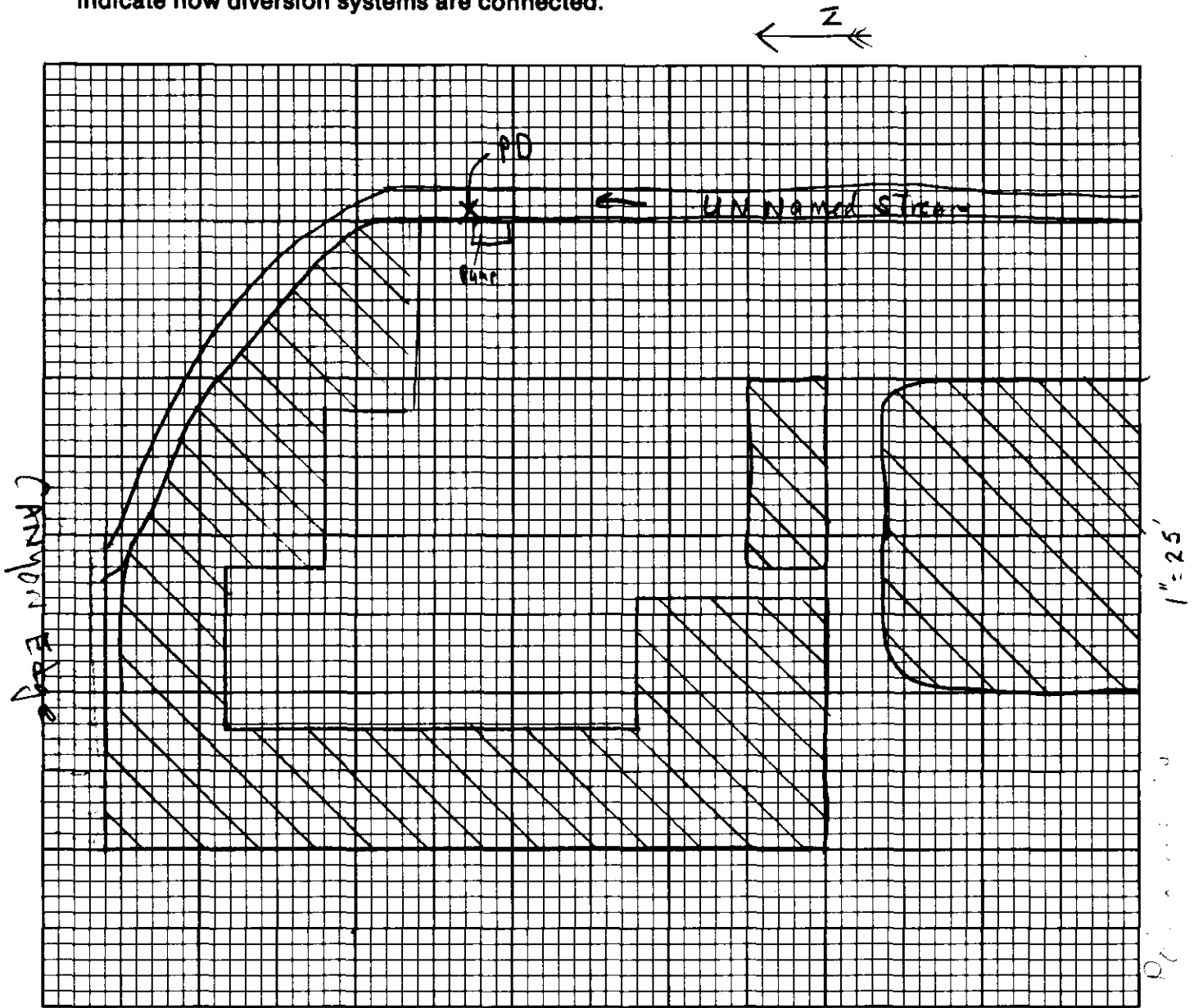
Part H - Recommendations

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JUL 20 1989

* See item 7

10. Other water rights on these lands _____
11. Other water right diverted from same p.d. _____
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached ☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached
14. Remarks Measurement made at intake side of Pump. Time required to empty a calibrated container.
Applicant decided against developing water for hydro power.
The circuit measured ran 4 Full Square Rain jet sprinklers and
4 1/2 Square rain jet sprinkler heads
15. 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
16. Examiner's/Consultant's Signature Larry A. Blum Date 8-9-85
Consultant's License Number _____
IDWR Director's Authorization to Conduct
Beneficial Use Examination _____

Date

CONSULTANT SEAL

JUL 20 1985

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

OCT 15 1985

47-7678
Permit No.

Department of Water Resources

1. **Measurement Calculations**

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

0.576 cuft. in 12 sec. = 0.048 cfs.

b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{I.R.} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 0.17 \text{ Acres} \times 4 \text{ AF/Ann/Ac} = 0.68 \text{ AF/Ann} \\ V_{D.R.} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.48 \times 214 \times 1.9835 = 203.7 \\ V &= \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 0.68 \text{ AF/Ann} \end{aligned}$$

c) Volume Calculations for Other Uses:

2. **Overlap Review**

a) Other water rights with same place of use: _____

b) Other water rights with same point of diversion: _____

c) Analysis:

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RECOMMENDED AMOUNTS

3.	Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
	47-7678		0.02 cfs		5-16-85	0.048 cfs

4. Permit Holder: _____

Address: _____

5. Source: _____ tributary to _____

6. Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
Irrigation	Mar. 15	Nov. 15	0.02 cfs	0.68 AF/ANNU

Allowable Maximums: _____

7. Point(s) of Diversion:

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
	6	SE	SE	SE	34	9 S.	17 E.	Twin Falls

8. Place(s) of Use

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.	17E	34																1	1
Total Acres																			1 *

Total Acres 1*

9. Recommended Conditions/Remarks: This system supplies 6 sprinkler circuits which are on a timer, they operate for about 20 min / day each at the present time at a discharge amount less than 0.048 cfs. The coverage would not be adequate.

* Actual Land irrigated was Approx 0.17 acres

MICROFILMED

JUL 20 1989

10. 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

11. Examiner's Signature Larry D. Blau

Date 8-9-85

Checked in Regional Office by Jeff Stanton

Date 8-14-85

Approved in State Office by Reanne McElroy

Date 11/3/88

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

AUGUST 2, 1985

CATHY A. ROPER
RT. 6 BOX 9136
TWIN FALLS ID 83301

RE: Permit No. 47-7678

Dear Permit Holder:

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

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

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

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

Sincerely,
s/Mary A. Newby
Secretary

MICROFILMED

JUL 20 1989

FORM A

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED
MAY 16 1985

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 47-7678

Name(s) of Permit Holder: Cathy A. Roper ✓

Post Office Address: Rte 6 Box 9136

Telephone No. 734-8666

Source of Water: An unnamed stream tributary to Snake River

Extent of Use: Domestic _____ (number of households)

Stockwater _____ (number and type of stock)

Irrigation .02 cfs / acre (acres)

Other/Remarks _____

Indicate the date water was first diverted and beneficially used under this permit: March 15, 1981

Measuring Device: Required? XX Yes No
Installed? Yes XX No

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

NOTE: Application included 10 cfs for power generation. Power generation plans have been abandoned.

Person to contact to accompany the Department representative during field examination: CATHY A. ROPER

Route #6, Box 9136, Twin Falls, ID 83301

(Address)

(Name)
(208) 734-8666

(Telephone number)

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

2/11/85
Date

Cathy A. Roper
Signature of Permit
(and Title, if appropriate)

MICROFILMED

Paul T. Smith
Attorney at Law
136 Sixth Avenue North
P. O. Box 1882
Twin Falls, Idaho 83303-1882
(208) 734-2510

Attorney for Estate

RECEIVED

JUN 12 1985

Department of Water Resources
Southern District Office

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

MAGISTRATE DIVISION

* * * * *

IN THE MATTER OF THE
ESTATE OF

LeROY T. ROPER

Deceased.

Probate No. 3187

LETTERS TESTAMENTARY

1. Catherine A. Roper was duly appointed and qualified as general personal representative of the estate of the above named decedent on the 16th day of October, 1984, by the Magistrate acting as Registrar with all authority pertaining thereto.

2. Administration of the estate is unsupervised.

3. These letters are issued to evidence the appointment, qualification, and authority of the said personal representative.

County of Idaho,

City of Twin Falls, ss.

I, the undersigned, being a full, true

and lawful Magistrate of the County of Idaho, do hereby certify that the above and foregoing is a true and correct copy of the original as the same appears on the files of this Court.

this 16th day of October, 1984.

Jerry Woolley
DEPUTY MAGISTRATE DIVISION

LETTERS TESTAMENTARY

[Signature]
Magistrate

MELVIN L. EDWARDS

MICROFILMED

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

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

ROPER, ROY
RT.3
TWIN FALLS, ID 83301

AUGUST 04, 1981

RE: PERMIT NO. 47-7678

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. TOTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

INTER-DEPARTMENT MEMO — 1

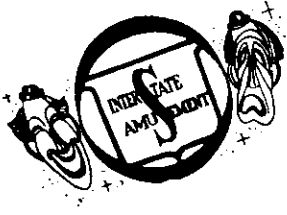
FROM Glen S
TO Jim J.

DATE 7-21-81

SUBJECT - I don't have a problem w/approval
if we show FERC & P.U.C. disclaimer
cond, no assignment etc, unless
you see other problems w/it.

VJS

SIGNATURE



Interstate Amusement Inc.

Of Idaho and Montana

P.O. Box T
Twin Falls, Idaho 83301

RECEIVED

JUL 13 1981

Department of Water Resources

July 9, 1981

Mr L Glen Saxton
Department of Water Resources
Statehouse
Boise, ID 83720

Dear Mr. Saxton:

This is in regard to your letter dated May 27, 1981, on the granting of Permit # 47-7678 for water power and irrigation.

In talking with JUB Engineering, they had explained that in a meeting with your department on or about June 1, 1981, it was decided that if this power permit was to be used for "Private Consumption" only, than possibly we would not need the approval of FERC.

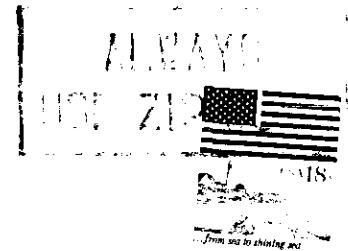
I have talked to Loren Homes in your office here and he suggested that I write and explain that the permit would be for "Private" use only and ask that you consider issuing the permit with approval of FERC. ← ?

Thanking you in advance for your consideration of the Matter.

Sincerely,


Roy Roper

Route #6
Twin Falls, ID 83301



Mr L Glen Saxton
Department of Water Resources
Statehouse
Boise, ID 83720



Interstate Amusement Inc.

of IDAHO and MONTANA
P.O. Box T
Twin Falls, Idaho 83301



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

~~XXXXXXXXXX~~

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

May 27, 1981

Roy Roper
Rt. 3
Twin Falls, Idaho 83301

Dear Mr. Roper,

RE: Permit No. 47-7678

We have completed a preliminary review of the above referenced application. This review has included advertising by the regional office and a verification that all required preliminary information has been provided.

At this time we see no reason that the application will not be approved with certain conditions of approval. However, for power projects that are under the jurisdiction of the Federal Energy Regulatory Commission (FERC), we withhold final action on the application pending (1) approval of a preliminary permit by FERC, or (2) FERC granting an exemption. If you have not yet contacted FERC, the address below is a good starting point:

Federal Energy Regulatory Commission
Regional Engineer's Office
Attn: Mr. Jerry Leach
6th Floor, 333 Market Street
San Francisco, CA 94105
(Tel. No. (415) 764-7150)

The continued validity of this application is contingent on your proceeding with due diligence toward obtaining an approval or an exemption from FERC. Please keep this office informed of progress in this regard.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

TO: File 47-7678

FROM: Jim Johnson

DATE: May 27, 1981

RE: Orlin Clements of JUB Engrs. called today, as to the status of this application.

I explained to him that we were holding the application because of a discrepancy in the head used for power done by J.U.B. Engineers and the head listed on item 8a(2)

Mr. Clements, said that Loren Holmes had advised them to use the 500 foot head on the application since that would allow full development if the right to access could be resolved.

Mr. Clements also stated that Mr. Røper planned to sell the power generated to Idaho Power.

RECEIVED

Pg 1

Power Review for 47-7678

$$P = \text{kw} \quad .74 \text{ kw} = 1 \text{ hp}$$

$$Q = \text{cfs}$$

$$H = \text{feet}$$

$$e = \text{efficiency}$$

$$361.86 \text{ kw}$$

$$10.0 \text{ cfs}$$

$$10 \text{ ft}^*$$

$$50\% \text{ to } 80\%$$

* as per eng's plans

< Calculations based on 50%

$$Q = \frac{P(11.8)}{He} = \frac{361.86 \times 11.8}{10 \times .5} = \frac{4269.948}{5} = 853.99 \text{ cfs}$$

$$P = \frac{QHe}{11.8} = \frac{10 \times 10 \times .5}{11.8} = \frac{50}{11.8} = 4.2 \text{ kw}$$

< Conclusion - Based on the eng's plans & 50% efficiency the project would not be feasible.

< Calculations based on 80%

$$Q = \frac{P(11.8)}{He} = \frac{361.86 \times 11.8}{10 \times .8} = \frac{4269.948}{8} = 533.74 \text{ cfs}$$

$$P = \frac{QHe}{11.8} = \frac{10 \times 10 \times .8}{11.8} = \frac{80}{11.8} = 6.78 \text{ kw}$$

< Conclusion - same as 50% efficiency

Power Review for 47-7678

All calculations are the same as Pg 1 except the use of 500 ft of head as per Application

< Calculations based on 50%

$$Q = \frac{P(11.8)}{H_e} = \frac{361.86 \times 11.8}{500 \times .5} = \frac{4269.948}{250} = 17.08 \text{ cfs}$$

$$P = \frac{QH_e}{11.8} = \frac{10 \times 500 \times .5}{11.8} = \frac{2500}{11.8} = 211.86 \text{ kW}$$

< Conclusion - the project would need more cfs or with amount applied for would generate less kws.

< Calculations based on 80%

$$Q = \frac{P(11.8)}{H_e} = \frac{361.86 \times 11.8}{500 \times .8} = \frac{4269.948}{400} = 10.67 \text{ cfs}$$

$$P = \frac{QH_e}{11.8} = \frac{10 \times 500 \times .8}{11.8} = \frac{4000}{11.8} = 338.98 \text{ kW}$$

< Conclusion - the project would be capable under these conditions.

← ~~Recommendation - Contact Applicant for Engr about findings - Amended Permit possibility.~~ Not Required
 R/H 1/23/81



TWIN FALLS CANAL COMPANY

POST OFFICE BOX 326

TWIN FALLS, IDAHO, 83301



December 18, 1980

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

RE: App. for Permit No. 47-7678
Name: Roy Roper

RECEIVED
DEC 20 1980
Department of Water Resources
Southern District Office

Gentlemen:

The Twin Falls Canal Company after researching filed water right permit has concluded that water sought to be appropriated is waste water, which would accrue below the Company's last delivery. However, we are advised that many others hold prior rights to this waste water and of course the holder has a right to cease wasting water.

The Canal Company will continue to make deliveries to their shareholders to the extent possible, but makes no effort to put additional water in the ditches so as to insure that waste water would be available for permits such as this one.

Respectfully Submitted,

C.W. Travis
General Manager

CWT:brw

RECEIVED

NOTICE OF APPLICATION FOR WATER RIGHT

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

47-7678

ROPER, ROY

RT.3, TWIN FALLS, ID 83301

Source: UNNAMED STREAM tributary to SNAKE RIVER

Date Filed: 11/21/1980

Amount: 10.00 CFS

Diversion Point: LOT 05 (SWSW) Sec 35 T 09S R 17E, TWIN FALLS Co.

Use: IRRIGATION (0.02 CFS) from 03/15 to 11/15
POWER (10.00 CFS) from 01/01 to 12/31

Place of Use: SESE Sec 34 T 09S R 17E SESE Sec 35 T 09S R 17E LOT 16 (SWSW)
Sec 35 T 09S R 17E FOR 1 1/2 ACRES

Diversion Means: DIVERSION STRUCTURE, PENSTOCK

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 JANUARY 5, 1981.

C. STEPHEN ALLRED

Director

Published 12/18 & 12/25/80.

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

47-7678

ROPER, ROY

RT. 3, TWIN FALLS, ID 83301

Source: UNNAMED

STREAM tributary to
SNAKE RIVER

Date Filed: 11/21/1980

Amount: 10.00 CFS

Diversion Point: LOT 05
(SWSW) Sec 35 T 09S R

17E, TWIN FALLS Co.

Use: IRRIGATION (0.02 CFS)
from 03/15 to 11/15

POWER (10.00 CFS) from
01/01 to 12/31

Place of Use: SESE Sec 34 T
09S R 17E SESE Sec 35 T
09S R 17E LOT 16 (SWSW)
Sec 35 T 09S R 17E FOR 2
ACRES

Diversion Means:
DIVERSION STRUCTURE,
PENSTOCK

*ok
macy
12/1/80*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

DECEMBER 15, 1980

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 JANUARY 5, 1981.

Yours truly,

Mary A. Hill
Secretary

Encl.

RECEIVED
DEC 16 1980
TWIN FALLS, IDAHO