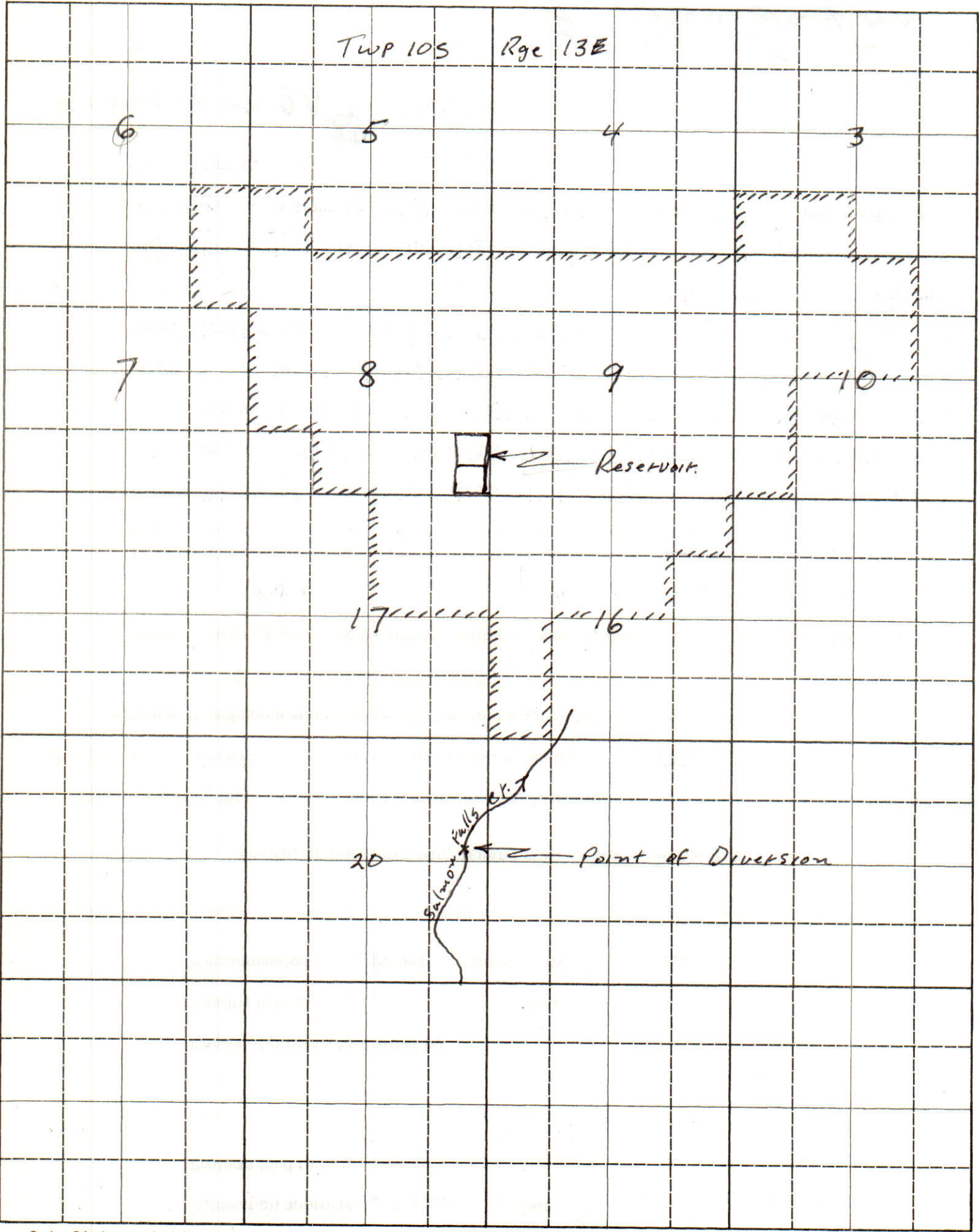


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Kenneth W. Marshall
(Applicant)

**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

47-7642

MARSHALL, KENNETH W.
185 BLAIR DRIVE, TWIN
FALLS, ID 83301

Source: SALMON FALLS
CREEK tributary to
SNAKE RIVER

Date Filed: 04/09/1980

Amount: 12.00 CFS 150.0
AC-FT

Diversion Point: SENE Sec
20 T 10S R 13E, TWIN
FALLS CO.

Use: DIVERSION TO
STORAGE (12.00 CFS)
from 03/15 to 11/15

IRRIGATION STORAGE
(150.0 AC-FT) from 03/15 to
11/15

IRRIGATION FROM
STORAGE (150.0 AC-FT)
from 03/15 to 11/15

Place of Use: SWSW SESE

Sec 03 T 10S R 13E SWSW

Sec 05 T 10S R 13E SESE

Sec 06 T 10S R 13E NENE

Sec 07 T 10S R 13E NENE

NWNE SWNE SENE

NENW NWNW SWNW

SENE NESW NWSW

SESE NESE NWSE SWSE

SESE Sec 08 T 10S R 13E

NENE NWNE SWNE SENE

NENW NWNW SWNW

SENE NESW NWSW

SWSW SESE NESE NWSE

S/SE SESE Sec 09 T 10S

R 13E NWNE SWNE NENW

NWNW SWNW SENW

NWSW SWSW Sec 10 T

10S R 13E NENE NWNE

SWNE NENW NWNW

SWNW SENW NWSW

SWSW Sec 16 T 10S R 13E

NENE NWNE SWNE SENE

Sec 17 T 10S R 13E FOR

2280 ACRES

Diversion Means: PUMPS,

PIPELINES, AND DITCHES

Affidavit of Publication

STATE OF IDAHO,

COUNTY OF TWIN FALLS }

SS.

Nº 9224

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
April 17, 1980, and ending with the issue dated
April 24, 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 McGuire
Subscribed and sworn to before me on this 7 day of

May 1980
Melba Rowlett-Smith

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

MICROFILMED



Edmond
Pump
#1275190

M4 250 H.P. (Reported to be wired to 300 H.P.)
#1275190

M5 400 H.P.
#BLJ219014

M3 400 H.P.
#BLJ219015

19.5" I.D.

Edmond
Pump
#1275190

W1 300 H.P.
#CBJ316019

W2 300 H.P.
#UVJ714575

W3 400 H.P.
#DJJ425013

5.5" I.D.

Edmond
Pump
#1279324

M1 400 H.P.
#1279324

M2 250 H.P.
#2775469

5.5" I.D.

Balance Rock
Pumping Station
on Salmon Falls
Creek.

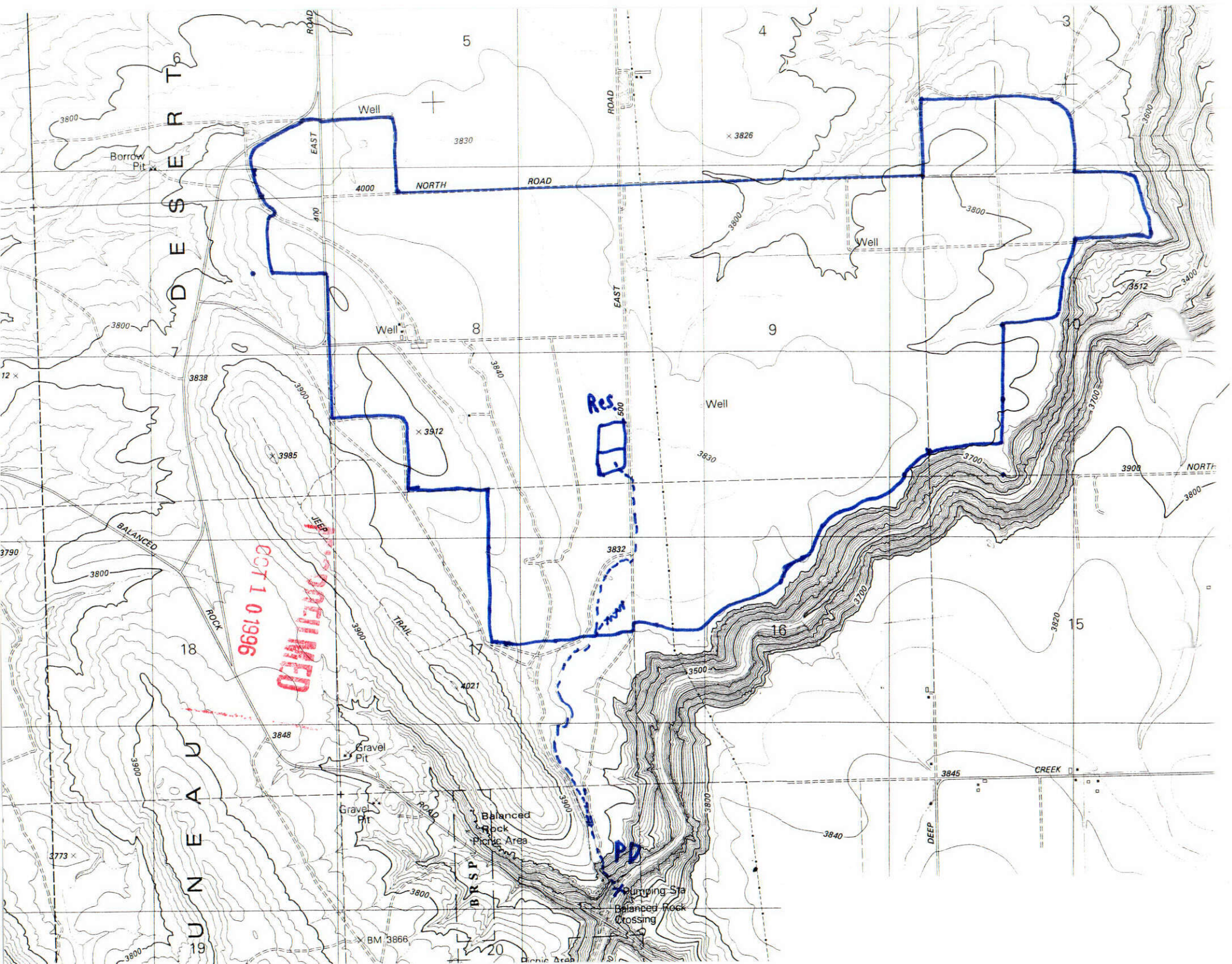
Salmon Falls Creek

12.18" I.D.

Hot
Well

6/23/81
by ADW

OCT 10 1996



AW

3135
MT. 31334

CRP # 36
187-197

2 NW
36.9

37.8



CRP # 35
187-196

3 NW
27.7

MT 31334
T. 296

3135

CRP # 36
187-197

[36.1] 4 [36.1] NW
72.2

CRP # 35
187-196

7 NW
38.5

6 NW
35.1 CON

T31440
F3596

CRP
92

1 NW
39.2

OUT

CRP # 35
187-196

8 NW
33.7

[31.2]

[2.5]

OCT 10 1998

CRP
92

T31439
F3596

CRP
9

1 NW

BLM

T-10

2 NW
76.6

1 NW
79.0

CRP #36
188-197

CRP #36
188-197

3 NW
79.9

4 NW
79.8

17 16
T1201
3135
HEI

CRP #35
187-196

1 NW
164.9

CRP #35
187-196

MICROFILMED

OCT 10 1996

17 16
20121

T1193
3135
HEI

2 NW
31.8 CON

CRP#36
188-197

CRP#35
187-196

NW
3
31.8

CRP#36
188-197

NW
6.0

CRP#36
188-197

5 NW
41.0 CON

T1495
2987
HEI

CRP#36
188-197

2 NW
23.0

AW

MICROFILMED

OCT 10 1996

T888
K4200

HEI
9.3 NW

8.2 NW

1892
24



Lower
Pumping
station's

66101120
CCT 1 0 1996

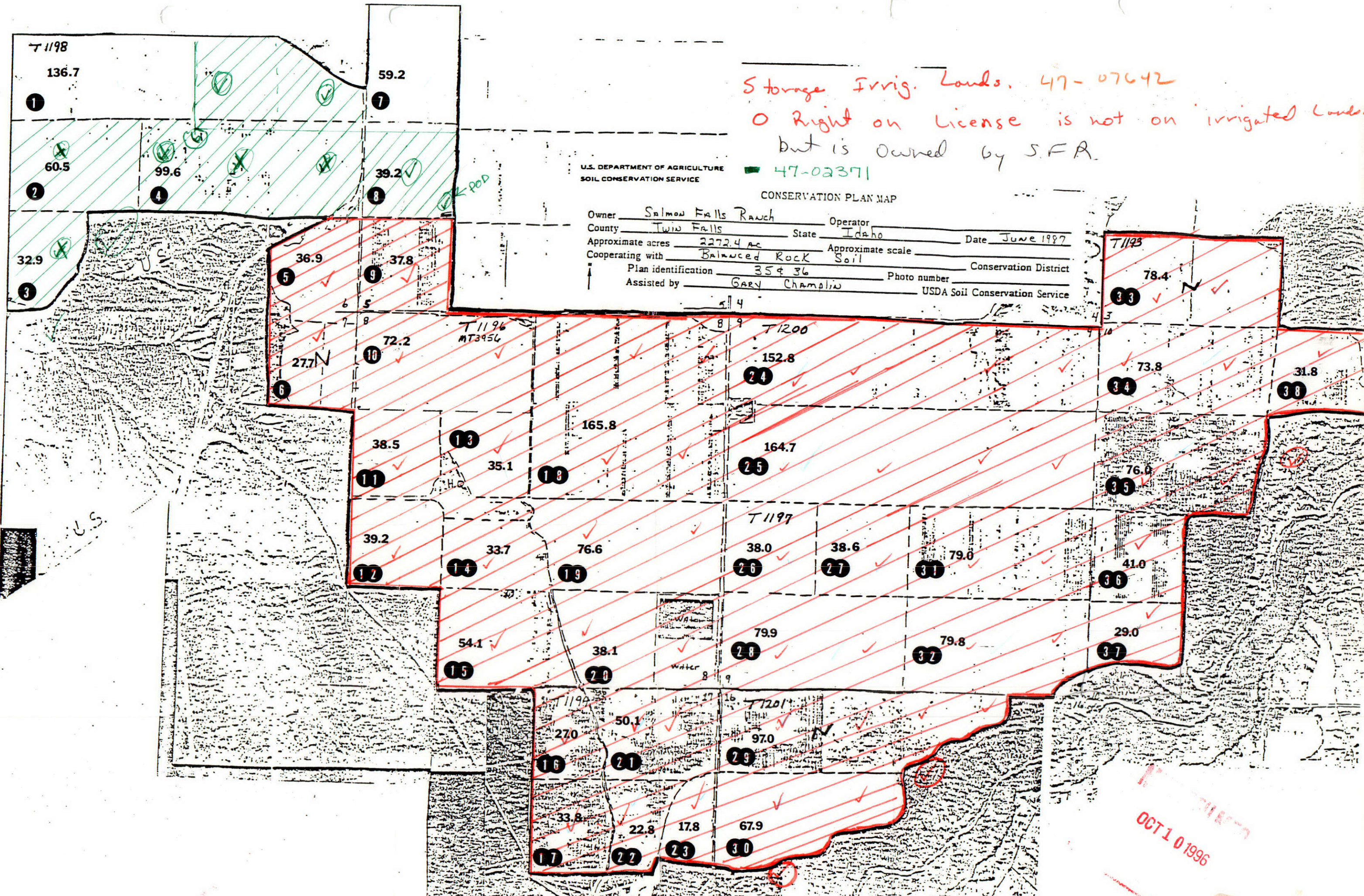


Upper pumping
stations



See ATTACHED MAP for # Photo loc. Richard Kerbs - 47-07642
per field -





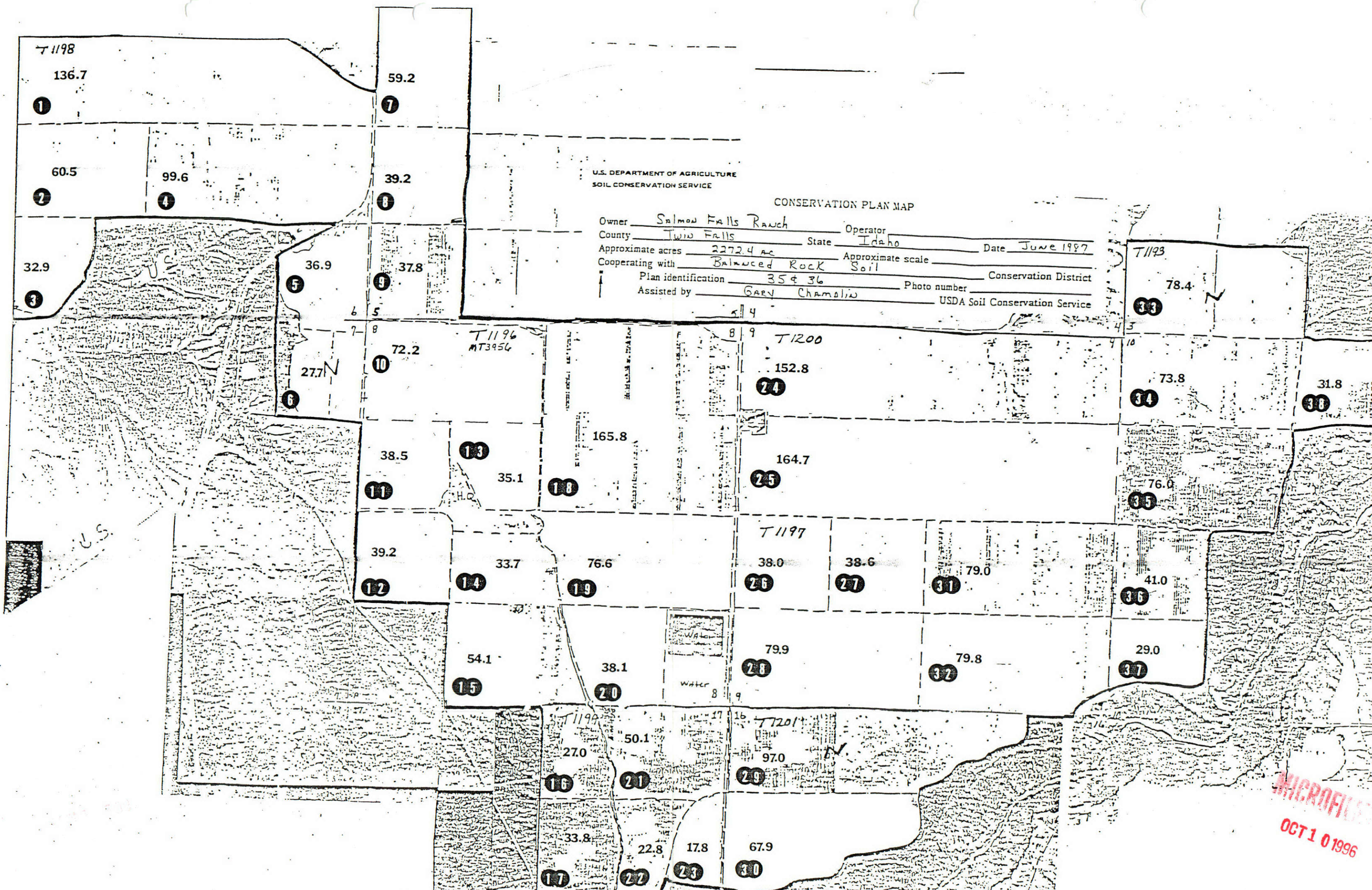
Storage Irrig. Lands. 47-07642
O Right on License is not on irrigated lands.
but is owned by S.F.R.
47-02371

U.S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

CONSERVATION PLAN MAP

Owner Salmon Falls Ranch Operator _____
County Twin Falls State Idaho Date June 1987
Approximate acres 2272.4 ac Approximate scale _____
Cooperating with Balanced Rock Soil Conservation District _____
Plan identification 35 & 36 Photo number _____
Assisted by GARY Champlin USDA Soil Conservation Service

OCT 10 1996

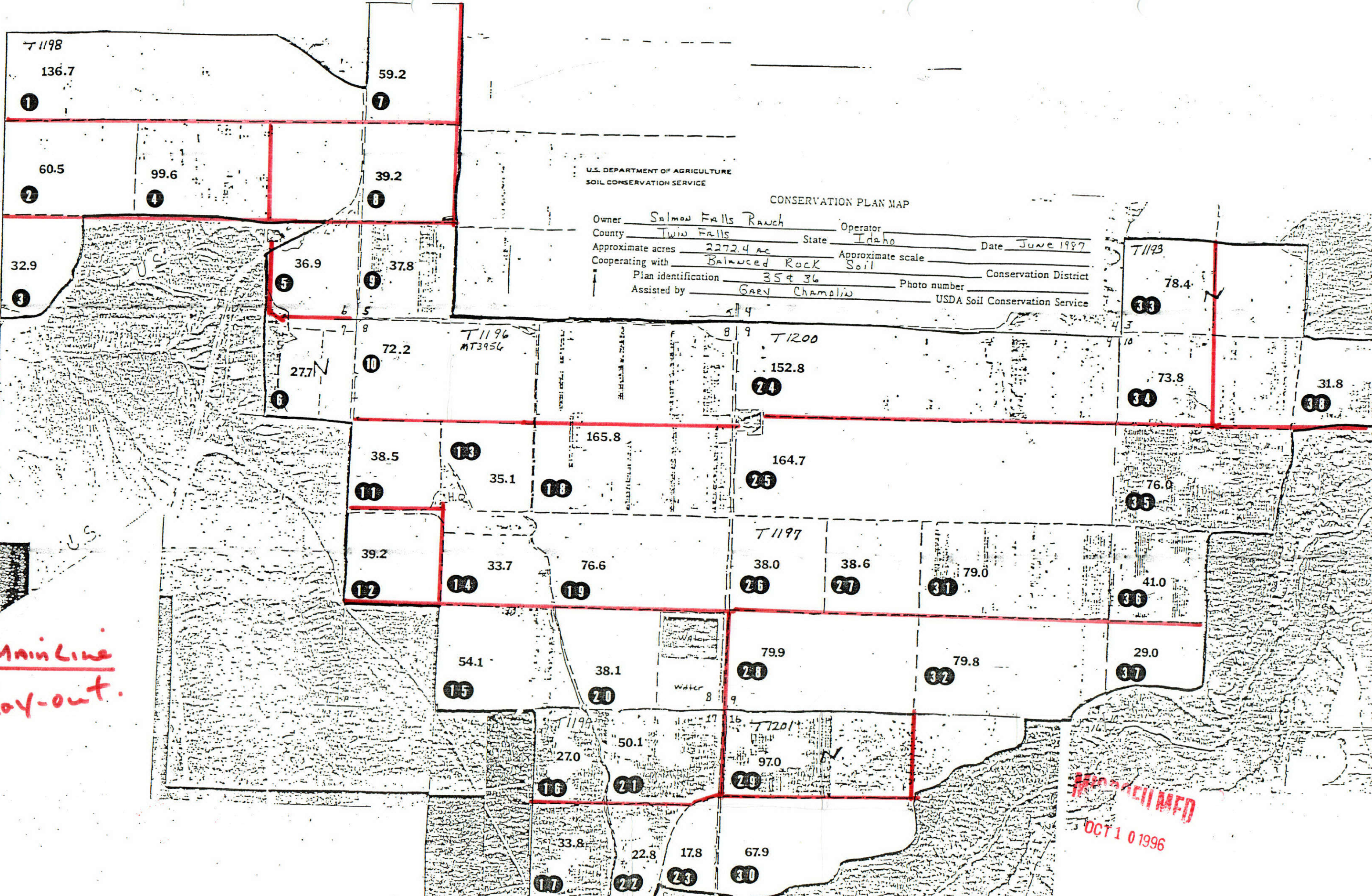


U.S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

CONSERVATION PLAN MAP

Owner Salmon Falls Ranch Operator _____
County Twin Falls State Idaho Date June 1987
Approximate acres 2272.4 ac Approximate scale _____
Cooperating with Balanced Rock Soil Conservation District _____
Plan identification 35 & 36 Photo number _____
Assisted by GARY Chamblin USDA Soil Conservation Service

MICROFILM
OCT 10 1996



Permit 47-07642

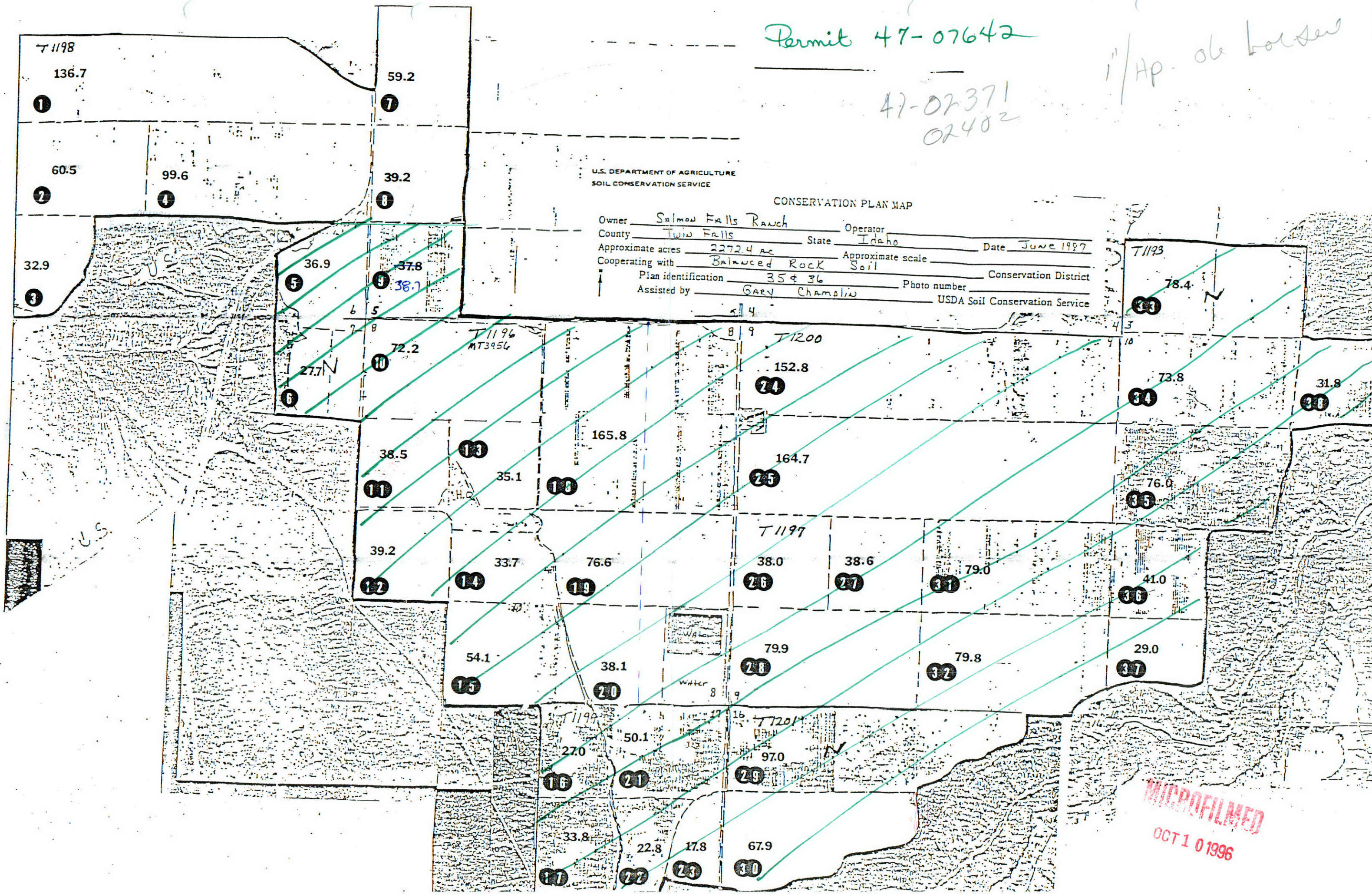
1" HP. old border

47-07371
02402

U.S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

CONSERVATION PLAN MAP

Owner Salmon Falls Ranch Operator _____
County Twin Falls State Idaho Date June 1987
Approximate acres 2272.4 ac Approximate scale _____
Cooperating with Balanced Rock Soil Conservation District _____
Plan identification 35 & 36 Photo number _____
Assisted by GARY Chamblin USDA Soil Conservation Service



MICROFILMED
OCT 10 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5588
WATER RIGHT NO(S). 47-02316B/47-02316C/47-02331/47-02341
47-02342/47-02381/47-02402/47-02417/47-07642

This is to certify that: **VISSER HOLSTEINS**
DBA EAGLE VIEW FARM
6851 BICKMORE
CHINO CA 91790

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 47-02316B :			
Priority: 01/12/1959			
IRRIGATION	04/01 to 10/31	3.33 CFS	1166.4 AF
Right No. 47-02316C :			
Priority: 01/12/1959			
IRRIGATION	03/15 to 11/15	6.92 CFS	2324.0 AF
Right No. 47-02402 :			
Priority: 04/05/1965			
IRRIGATION	03/15 to 11/15	6.40 CFS	1280.0 AF
Right No. 47-02417 :			
Priority: 04/19/1966			
IRRIGATION	03/15 to 11/15	16.89 CFS	6640.0 AF
Right No. 47-07642 :			
Priority: 04/30/1980			
IRRIGATION STORAGE	04/01 to 10/31		140.0 AF
IRRIGATION FROM ST	04/01 to 10/31		140.0 AF
DIVERSION TO STORA	04/01 to 10/31	12.00 CFS	
		* 24.71 CFS	7374.0 AF
Right No. 47-02331 :			
Priority: 03/22/1960			
IRRIGATION	03/15 to 11/15	3.91 CFS	1244.0 AF
Right No. 47-02341 :			
Priority: 09/12/1960			
IRRIGATION	03/15 to 11/15	3.42 CFS	1662.0 AF
Right No. 47-02342 :			
Priority: 09/12/1960			
IRRIGATION	03/15 to 11/15	3.10 CFS	1240.0 AF
Right No. 47-02381 :			
Priority: 11/13/1963			
IRRIGATION	04/01 to 10/31	2.31 CFS	1122.6 AF
		** 12.74 CFS	5548.0 AF **
TOTAL:		*** 37.45 CFS	7374.0 AF ***

MICROFILMED

JUL 27 2005

TRANSFER NO. 5588
 WATER RIGHT NO(S) . 47-02316B/47-02316C/47-02331/47-02341
 47-02342/47-02381/47-02402/47-02417/47-07642

SOURCETRIBUTARY OF

Right Nos. 47-02316B/47-02316C/47-02402/47-02417/47-07642 :

SALMON FALLS CREEK

SNAKE RIVER

Right Nos. 47-02331/47-02341/47-02342/47-02381 :

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

Right Nos. 47-02316B/47-02316C/47-02402/47-02417/47-07642 :

SENE , Sec. 20, Township 10S, Range 13E
 TWIN FALLS County

Right Nos. 47-02331/47-02341/47-02342/47-02381 :

NWSW , Sec. 5, Township 10S, Range 13E
 SENW , Sec. 8, Township 10S, Range 13E
 SESW , Sec. 8, Township 10S, Range 13E
 NENE , Sec. 9, Township 10S, Range 13E
 NWSW , Sec. 9, Township 10S, Range 13E
 NWNW , Sec. 10, Township 10S, Range 13E
 TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10S	13E	3	SWSW 39.4	SESW 39.0		78.4
		5	NWNW 25.0	SWNW 39.2	NWSW 39.2	
			SWSW 37.8			141.2
		6	SESE 37.8			37.8
		7	NENE 29.7			29.7
		8	NENE 37.6	NWNE 38.6	SWNE 39.2	
			SENE 37.6	NENW 38.6	NWNW 37.6	
			SWNW 38.5	SESW 35.1	NESW 33.7	
			NWSW 39.2	SESW 40.0		415.7
		9	NENE 39.3	NWNE 39.3	SWNE 39.3	
			SENE 39.3	NENW 39.3	NWNW 38.6	
			SWNW 38.6	SESW 39.3	NESW 39.3	
			NWSW 38.6	SWSW 38.6	SESW 39.3	
			NESE 39.3	NWSE 39.3	SWSE 39.3	
			SESE 38.2			624.9
		10	NWNE 31.8	NENW 39.3	NWNW 39.3	
			SWNW 39.3	SESW 36.7	NWSW 40.0	
			SWSW 29.0			255.4
		16	NENE 3.2	NWNE 25.2	NENW 40.0	
			NWNW 39.0	SWNW 34.0	SESW 24.5	165.9
		17	NENE 33.4	SWNE 27.1	SENE 34.0	94.5

Total number of acres irrigated: 1843.5 ****

MICROFILMED
 JUL 27 2000

TRANSFER NO. 5588
WATER RIGHT NO(S). 47-02316B/47-02316C/47-02331/47-02341
47-02342/47-02381/47-02402/47-02417/47-07642

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this right may be affected by an agreement between the protestant and the right holder.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. The period of use for the irrigation described under Rights 47-02316B, 47-02381 and 47-07642 may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this approval.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. Use of water under Rights 47-02316B, 47-02316C, 47-02402, 47-02417 and 47-07642 will be regulated by the watermaster of State Water District No. 47-G, Salmon Falls Creek.
10. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the Salmon Falls Creek diversion.
- * 11. Rights 47-02316B, 47-02316C, 47-02402, 47-02417 and 47-07642 when combined with Rights 47-07565, 47-07569, 47-07615 and 47-07618 shall not exceed the 24.71 cfs diversion capacity of the Salmon Falls Creek diversion system.

MICROFILMED
JUL 27 2000

TRANSFER NO. 5588
 WATER RIGHT NO(S). 47-02316B/47-02316C/47-02331/47-02341
 47-02342/47-02381/47-02402/47-02417/47-07642

CONDITIONS OF APPROVAL AND REMARKS

12. Prior to diversion of ground water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized ground water points of diversion which will allow determination of the total rate of diversion of ground water.
- ** 13. The total instantaneous diversion of ground water from all ground water points of diversion under Rights 47-02331, 47-02341, 47-02342 and 47-02381 shall not exceed 12.74 cfs, nor a total combined annual volume of 5548.0 af for the irrigation of 1387.0 acres.
- *** 14. The total instantaneous diversion of water from all points of diversion under Transfer 5588 shall not exceed 37.45 cfs, nor a total combined annual volume of 7374.0 af for the irrigation of 1843.5 acres.
- **** 15. Right 47-02316B is limited to the irrigation of 291.6 acres in the place of use described above in a single irrigation season.
- **** 16. Right 47-02316C is limited to the irrigation of 581.0 acres in the place of use described above in a single irrigation season.
- **** 17. Right 47-02331 is limited to the irrigation of 311.0 acres in the place of use described above in a single irrigation season.
- **** 18. Right 47-02341 is limited to the irrigation of 446.0 acres in the place of use described above in a single irrigation season.
- **** 19. Right 47-02342 is limited to the irrigation of 310.0 acres in the place of use described above in a single irrigation season.
- **** 20. Right 47-02381 is limited to the irrigation of 320.0 acres in the place of use described above in a single irrigation season.
- **** 21. Right 47-02402 is limited to the irrigation of 320.0 acres in the place of use described above in a single irrigation season.
- **** 22. Right 47-02417 is limited to the irrigation of 1660.0 acres in the place of use described above in a single irrigation season.
23. The storage of water under Right 47-07642 is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.

Dated this 14th day of July, 2000


 Chief, Water Allocation Bureau

MICROFILMED
 JUL 27 2000

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07642

Priority: April 30, 1980

Maximum Diversion Rate: 12.00 CFS

Maximum Diversion Volume: 140.0 AF

This is to certify, that SALMON FALLS RANCH
C/O COOPER NORMAN & CO
ATTN: JOHN JENSEN
PO BOX 1295
TWIN FALLS ID 83303-1295

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated April 9, 1980; and
has submitted Proof of Beneficial Use on May 22, 1985. An examination indicates
that the works have a diversion capacity of 24.710 cfs of water from:

SALMON FALLS CREEK 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 STORAGE	04/01 to 10/31		140.0 AF
IRRIGATION FROM STORAGE	04/01 to 10/31		140.0 AF
DIVERSION TO STORAGE	04/01 to 10/31	12.00 CFS	
	Totals	12.00 CFS	140.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 20, Township 10S, Range 13E
TWIN FALLS County

PLACE OF USE: IRRIGATION STORAGE

TWN RGE SEC

10S 13E 8 SESE

PLACE OF USE: IRRIGATION FROM STORAGE

TWN RGE SEC

	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10S 13E 3	SWSW 40	SESW 37		77
5	SWSW 39			39
6	SESE 33			33
7	NENE 31			31
8	NENE 38	NWNE 40	SWNE 40	
	SENE 39	NENW 39	NWNW 38	
	SWNW 39	SESW 35	NESW 34	
	NWSW 40	SESW 38	NESE 39	
	NWSE 39	SWSE 38	SESE 12	548
9	NENE 40	NWNE 40	SWNE 40	
	SENE 40	NENW 40	NWNW 38	
	SWNW 38	SESW 40	NESW 40	
	NWSW 39	SWSE 40	SESW 40	
	NESE 40	NWSE 40	SWSE 40	
	SESE 37			631

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07642

PLACE OF USE: IRRIGATION FROM STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10		NWNE	32	NENW	40	
		SWNW	40	SENE	32	
		SWSW	29			253
16		NENE	4	NWNE	23	
		NWNW	39	SWNW	37	166
17		NENE	39	NWNE	39	
		SENE	34			151

Total number of acres irrigated: 1929

CONDITIONS OF APPROVAL AND 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 is limited to the amount which can actually be beneficially 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. A measuring device and lockable controlling works of a type approved by this Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Use of water under this water right will be regulated by the watermaster of State Water District No. 47G.
7. The storage of water is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.
8. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
9. Use of this right with the rights listed below is limited to the irrigation of a combined total of 1929.0 acres in a single a irrigation season. The combined rights include: 47-02316B, 47-02316C, 47-02331, 47-02341, 47-02342, 47-02381, and 47-02417.
10. Use of this right with the rights listed below shall not exceed a combined rate of diversion of 24.71 cfs. The combined rights include: 47-02316B, 47-02316C, 47-02402, 47-02417, 47-07565, 47-07569, 47-07615, 47-07618, and 47-07642.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07642

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 24TH
day of SEPTEMBER, 1976.


Acting for KARL J. DREHER, Director

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	47-07642	Marshall, Kenneth W.	150 AF
Full Assignment	47-07642	Kerbs, Richard, et al	150 AF
Full Assignment	47-07642	Salmon Falls Ranch	150 AF

MICROFILMED

JAN 97 1991

State of Idaho

Department of Water Resources

ASSIGNMENT OF PERMIT

I, Richard Kerbs, et al, hereby assign to Salmon Falls Ranch
of c/o Cooper Norman & Co., Attn: John Jensen, P.O. Box 394, Twin Falls Idaho
Address

83303

All my right, title, and interest in and to Permit No. 47-07642
to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and
to Permit No. 47-07642 to appropriate the public waters of the
State of Idaho.

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

as "See Attached"

x Made this 17 day of December, 1990.

Richard Kerbs
Permit Holder

Batricia M. Kerbs
Spouse of Permit Holder

x State of Idaho)
County of ADA) ss

On this 17th day of December, 1990, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

s e a l

Jo Lynn Smith
Notary Public residing at

Boise, Idaho

My commission expires:

3-22-93

7 1991

RECEIVED
7 1991

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 47-7642 IN THE
NAME OF RICHARD KERBS, ET. AL.

ORDER OF REINSTATEMENT

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before May 1, 1985; and,

WHEREAS, the Department has notified the permit holders by certified mail that proof was due and instructed the permit holders as to the steps to be taken to make said proof; and,

WHEREAS, the Department has notified the permit holders that the permit lapsed for failure of the permit holders to submit proof of beneficial use; and,

WHEREAS, on May 22, 1985, the permit holders assigned all right, title, and interest in and to Permit No. 47-7642 to RICHARD KERBS, ET. AL.; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days; and,

WHEREAS, the permit holders have provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on May 22, 1985;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 47-7642 be REINSTATED with advance in priority April 30, 1980.

Dated this 16th day of July, 1985.


L. GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

RECEIVED

Department of Water Administration

MAY 22 1985

ASSIGNMENT OF PERMIT

I, Kenneth W. Marshall, hereby assign to Richard K. Marshall ^{Department of Water Resources}
 of P.O. Box 913, Twin Falls, Ida 83303 (See Exhibit A)
 Address

EXCISE

IX All my right, title, and interest, in and to Permit No. 47-7642
 to appropriate the public waters of the State of Idaho.

L The following described portion of my right, title, and interest in and
 to Permit No. _____ to appropriate the public waters of the State
 of Idaho. (Describe that portion of the permit being assigned by list-
 ing the acreage within each 40-acre subdivision, the point of diversion
 and the amount of water in cubic feet per second for direct diversion,
 or acre feet for storage.)

Made this 17th day of May, 1985.

Kenneth W. Marshall
 Permit Holder

Helen L. Marshall
 Spouse of Permit Holder

State of Idaho)
 County of Twin Falls) ss.

On this 17th day of May, 1985, personally
 appeared before me the signer(s) of the above instrument, who duly acknowledged
 to me that he (~~she~~) (they) executed the same.

Elbert G. Davis
 Notary Public residing at
Twin Falls, Idaho

My commission expires: 10/15/85

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POOR QUALITY ORIGINAL

L

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

Department of Water Resources
 Southern District Office

To appropriate the public waters of the State of Idaho

1. Name of applicant Kenneth W. Marshall Phone 733-3983

Post office address 185 Blair Drive - Twin Falls, Idaho 83301

2. Source of water supply Salmon Falls Creek which is a tributary of Snake River

3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 20 Township 10S

Range 13E B.M. Twin Falls County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 150 AF for storage purposes from Mar 15 to Nov 15 (both dates inclusive)
 (cfs or acre-feet per annum) irrigation from

Amount 150 AF for storage purposes from Mar 15 to Nov 15 (both dates inclusive)
 (cfs or acre-feet per annum) Diversion to

Amount 12 cfs for storage 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)

5. Total quantity to be appropriated:

a. _____ cubic feet per second and/or b. 150 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. existing pumps, pipeline and ditches

b. Height of storage dam 10 feet, active reservoir capacity 150 acre-feet; total reservoir capacity 150 acre-feet, materials used in storage dam: earth

Period of year when water will be diverted to storage Mar 15 to Nov 15 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: _____

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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	
10S	13E	✓3											40	40					80
		✓5											40						40
		✓6																40	40
		✓7	40																40
		✓8	40	40	40	40	40	40	40	40	40	40		40	40	40	40	40	600
		✓9	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		✓10		40	40		40	40	40	40		40	40						320
		✓16	40	40	40		40	40	40	40		40	40						360
		✓17	40	40	40	40													160

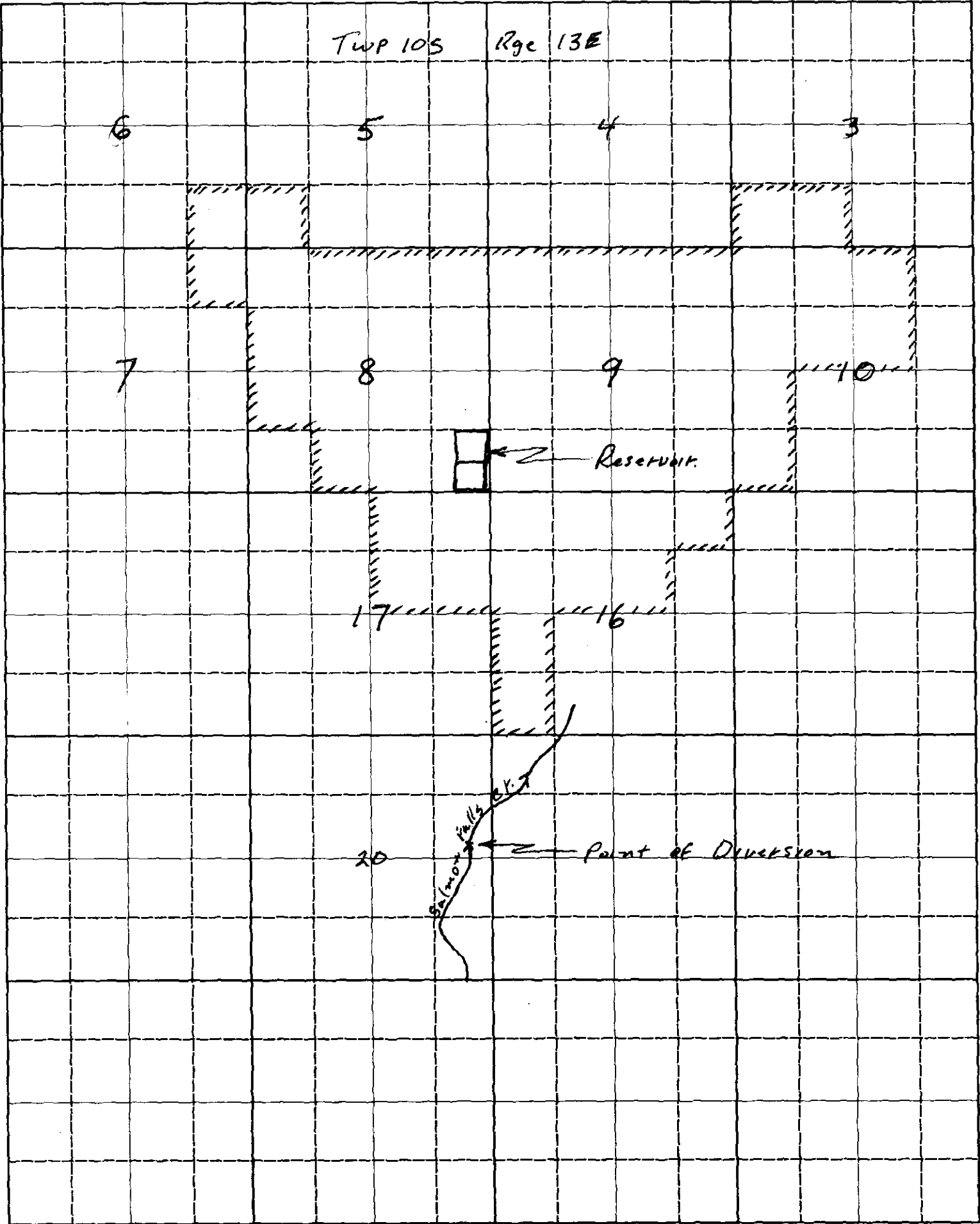
Total number of acres to be irrigated 2280

c. Describe any other water rights used for the same purposes as described above. Salmon Falls Creek:
47-2316 (Part), 47-2316B, 47-2417 - Groundwater: 47-2331, 47-2341, 47-2342

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 Water is diverted under existing decreed and licensed rights. Pumping capacity is in excess of irrigation requirements early in the season and the intent of this filing is to divert the excess capacity to storage while water is available.

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.

Kenneth W. Marshall
(Applicant)

Proposed Priority

4/9/80

Received by LT Date 4-9-80 Time 4:15

Preliminary check by T.G.B. Fee \$ 145.⁰⁰ # 17191

Receipted by maaya Date 4/9/80

Publication prepared by eh Date 4/10/80

Published in Times news

Publication dates 4/17 + 4/24/80

Publication approved maaya Date 4/17/80

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date, _____

Recommended for approval denial by LT Jim

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. 47-7642, 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 May 1, 19 85.
- 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: (1) Use of water under this permit is subject to control by the watermaster of State Water District # 47-G, Salmon Falls Creek. (2) A measuring device capable of recording the total volume of water diverted shall be installed and maintained as part of the diversion works. (3) The storage of water is contingent upon certification by the Department of Water Resources of the applicant's dam under the dam safety provisions of the Idaho Code, authorizing storage.

Witness my hand this 20th day of May, 1980.

J. Glen Saxton
Chief, Operations Bureau

Affidavit of Publication

STATE OF IDAHO,

COUNTY OF TWIN FALLS

ss.

N^o 9224

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

April 17, 1980, and ending with the issue dated April 24, 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 McGuire
Subscribed and sworn to before me on this 7 day of

May 1980
Dorinda Rawlett-Smith

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

RECEIVED

Map of Section 10, Township 10N, Range 10E, T10N, R10E, S10E, showing the location of the newspaper's office. The map includes a grid of sections and a legend for various features such as roads, rivers, and landmarks. The newspaper's office is located in Section 10, Township 10N, Range 10E, S10E.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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MAY - 6 2002

Department of Water Resources

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

[] Water Right Number(s): 47-11872 47-02371 47-02331
47-02316B 47-02316C 47-02341
47-02342 47-02381 47-02402
47-02417 47-07642

[] Name(s): VISSER HOLSTEINS DBA EAGLE VIEW FARM

[] Old Mailing Address: 6851 BICKMORE
CHINO CA 91790

[] New Mailing Address: PO BOX 665
CASTLEFORD ID 83321-0665

Telephone Number: (208) 537 - 0918

[] Signature(s) of Owner(s) 

(Include your title if on behalf of company or organization)

Date: 4-30-02

Memorandum

To: Water Right Files Nos. 47-2316C, 47-2402, 47-2417, 47-7642, 47-2331, 47-2341, 47-2342, and 47-2381

From: Deborah Gibson

Date: Oct. 22, 2003

Re: **Holsteins' Water Supply Bank Leases Extended**

See water right file no. 47-2316B for the Application to Sell or Lease A Water Right to the Water Supply Bank for Visser Holsteins, dba Eagle View Farms, regarding the above-referenced water rights. The application, received August 19, 2003, extends the term of the lease until December 31, 2006.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

October 22, 2003

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

CHARLES E BROCKWAY
BROCKWAY ENGINEERING
2016 N WASHINGTON ST
TWIN FALLS ID 83301

**RE: APPLICATION TO LEASE WATER RIGHT NOS. 47-2316B, 47-2316C,
47-2402, 47-2417, AND 47-7642 FROM SALMON FALLS CREEK AND
47-2331, 47-2341, 47-2342, AND 47-2381 FROM GROUND WATER TO
THE WATER SUPPLY BANK**

Dear Mr. Brockway:

The department received your request, submitted on behalf of Visser Holsteins, to extend the term the Water Supply Bank ("bank") lease for the above referenced water rights from December 31, 2003 to December 31, 2006. Please consider that the offered water rights will remain leased to the bank.

Several items to keep in mind in connection with the lease of a water right to the bank are as follows:

1. There is no rental payment to the owner of the water right if the right or a part thereof is not rented from the bank.
2. While a right is in the bank, the owner of the right may not use the right even if the right is not rented.
3. A right accepted into the bank stays in the bank until the Board releases it or until the lease term expires.
4. While a water right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.
6. The lessor may be required to provide evidence of availability of the surface water source prior to rental of the right.

Upon receipt of an application to rent water under the Salmon Falls rights, the

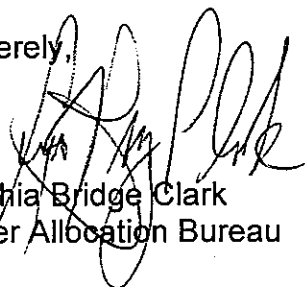
MICROFILMED

OCT 29 2003

department will seek comment from Charlie Runyon, the water master on Salmon Falls Creek, relative to water availability.

Additionally, the documentation of Limited Power of Attorney submitted with the application does not recognize right nos. 47-2316B and 47-2316C. If you will provide documentation of power of attorney with respect to these rights, department records will be updated accordingly. If you have questions, please feel free to contact me.

Sincerely,



Cynthia Bridge Clark
Water Allocation Bureau

c: Allen Merritt – IDWR Southern Region
Charlie Runyon – Watermaster

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OCT 29 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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Department of Water Resources

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

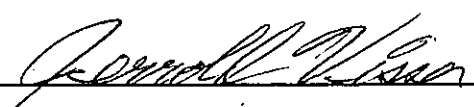
[] Water Right Number(s): 47-11872 47-02371 47-02331
47-02316B 47-02316C 47-02341
47-02342 47-02381 47-02402
47-02417 47-07642

[] Name(s): VISSER HOLSTEINS DBA EAGLE VIEW FARM

[] Old Mailing Address: 6851 BICKMORE
CHINO CA 91790

[] New Mailing Address: PO BOX 665
CASTLEFORD ID 83321-0665

Telephone Number: (208) 537 - 0918

[] Signature(s) of Owner(s) 

(Include your title if on behalf of company or organization)

Date: 4-30-02

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OCT 29 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESRECEIVED
MAY 25 2001
Department of Water Resources
Southern Region

Notice of Security Interest in a Water Right

And Request for Notification of a Change in Ownership or Any Proposed
Or Final Action to Amend, Transfer, or Otherwise Modify a Water RightPlease print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.RECEIVED
JUN 08 2001
Department of Water Resources
Southern Region

1. Water Right No(s).: _____ (see attached) 47-07642
Adjudication Claim No(s).: _____
2. The following **REQUIRED** information must be submitted with this form:
 - A) Evidence of the security interest. This may be a copy of a **DEED of TRUST, MORTGAGE, CONTRACT OF SALE** or other legal document indicating your interest in the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - B) A **FEE** of \$25.00 per water right or adjudication claim.
3. Name and Mailing Address of Person or Company holding Security Interest

 American AgCredit, FLCA

 P.O. Box 1120

 Santa Rosa, California 95402-1120

4. Name of Water Right Owner/Claimant(s)

 Visser Holsteins, a General Partnership dba Eagle View Farms

5. Expiration Date of Notification Period May 1, 2031
6. Is this a Renewal of Request for Notification? YES X NO
7. Signature(s) (and title if applicable) American AgCredit, FLCA
 By: [Signature]

RECEIVED
JUN 15 2001
Department of Water Resources

For Office Use Only

Received by <u>[Signature]</u>	Date <u>6/1/01</u>	Fee <u>\$250.00</u>
Received by <u>[Signature]</u>	Date <u>6/1/01</u>	Receipt No. <u>3024051</u>
Processed by <u>[Signature]</u>	AJ Date <u>6/1/01</u>	WR <u> </u> Date <u> </u>

See file 47-02361B for support documentation

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ATTACHMENT

RECEIVED

JUN 08 2001

Department of Water Resources
Southern Region

Idaho Department of Water Resources License Number 47-02371, Priority Date March 4, 1963, 2.02 CFS.

Idaho Department of Water Resources License Number 47-02316B, Priority Date January 12, 1959, 3.33 CFS.

Idaho Department of Water Resources License Number 47-02316C, Priority Date January 12, 1959, 6.92 CFS.

Idaho Department of Water Resources License Number 47-02402, Priority Date April 5, 1965, 6.40 CFS.

Idaho Department of Water Resources License Number 47-02417, Priority Date April 19, 1966, 16.89 CFS.

Idaho Department of Water Resources License Number 47-07642, Priority Date April 30, 1980, 12.00 CFS.

Idaho Department of Water Resources License Number 47-02331, Priority Date March 22, 1960, 3.91 CFS.

Idaho Department of Water Resources License Number 47-02341, Priority Date September 12, 1960, 3.42 CFS.

Idaho Department of Water Resources License Number 47-02342, Priority Date September 12, 1960, 3.10 CFS.

Idaho Department of Water Resources License Number 47-02381, Priority Date November 13, 1963, 2.31 CFS.

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AUG 08 2001

MEMORANDUM

TO: 47-02316C, 47-02402, 47-02417, 47-07642 from Salmon Falls Creek and 47-02331, 47-02341, 47-02342, 47-02381 from groundwater to the Water Supply Bank.

FROM: Sunny Healey

DATE: 5-21-2001

SUBJECT: Application to lease water right numbers listed above.

All information regarding the Application to Lease these water rights listed above, is located within:

FILE # 47-02316B

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AUG 9 8 2001

MEMORANDUM

TO: FILE 47-07642
FROM: VAULT
RE: TRANSFER # 5588
DATE: 12/17/99

=====

**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # ~~47-02331~~
47-02316 B

MICROFILMED
JUN 27 2000

Saxton, Glen

From: Skinner, Corey
Sent: Tuesday, March 21, 2000 5:12 PM
To: Merritt, Allen; Saxton, Glen
Cc: Hollingshead, Dave; Stubblefield, Mike
Subject: Marshall Dam & Transfers #5588 and #5589

I was reviewing the list of Department regulated dams located in Southern Region and came across Marshall Dam (D47-07642) and recalled that the property where the dam is located is subject to pending, protested, transfers #5588 and #5589. The transfers are filed in the name of Visser Holsteins dba Eagle View Farms. Transfer #5588 involves several irrigation water rights on the property, including right 47-07642, which is an irrigation storage right for the Marshall Dam facility. Transfer #5589 is an irrigation to dairy conversion for a proposed dairy to be built on the property. A hearing for the transfer protests is scheduled for this Thursday and Friday here in Twin Falls.

Marshall Dam consists of a reservoir that is completely enclosed by a 12 foot high earth embankment, with the reservoir being divided into two equal portions, by another embankment. The reservoir consists of two "cells" with each having a storage volume of about 70 acre-feet. The dam and reservoir(s) are located in the SESE 1/4 of Section 08 (T10S, R13E), which has been identified as the location of the dairy on transfer # 5589. The dam has not stored water for many years, apparently because the property has been in CRP. The Department's Dam Safety Section has been corresponding with Salmon Falls Ranch regarding Marshall Dam. We have advised Salmon Falls Ranch to let the Department (Dam Safety) know of any changes in the status of the dam (see Mike Stubblefield's 02/18/1999 letter in Dam Safety File).

I am not sure of what the plans are for the dam. Transfer #5588 describes "storage ponds" as part of the diversion system and Transfer #5589 indicates that the livestock confinement operation (dairy) will be built on the same site as Marshall Dam. You may want to keep your eyes and ears open during the hearing to see if anything is mentioned that could shed light on the plans for Marshall Dam. If irrigation water is planned on being stored behind Marshall Dam, then the Department may require special construction requirements before water is stored at the facility. If dairy waste water is stored at the facility, then Marshall Dam may possibly be turned over to the Department of Agriculture. I am not sure, who will regulate the dam if both sources are stored at the facility (Dave Hollingshead may shed some light on this possibility). If we end up possibly approving transfers #5588 and #5589, we may want to implement some sort of conditions addressing the Marshall Dam situation on the property.

Corey

MICROFILMED
MAR 27 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 25, 1996

SALMON FALLS RANCH
C/O COOPER NORMAN & CO
ATTN: JOHN JENSEN
PO BOX 1295
TWIN FALLS ID 833031295

RE: WATER RIGHT NO. 47-07642

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

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OCT 10 1996

Salmon Falls Creek Lift Pumps -- Near Balanced Rock

Right No.	Name	Stage	Priority	Source	Div.	Sum	Exam	Relift Pumps								Pumping Capacity	
					Rate	Rates	Data	M1	M2	M3	M4	M5	W1	W2	W3		
47-02316A	Keller	Decreed	1/12/59	Creek	10.50	10.50	1964							300hp	400 hp		10.50
47-04099	Wright	Claim	5/1/66	Creek	8.20	18.70								300 hp	300 hp	400 hp	
47-07252	Wright	License	4/2/74	Creek	16.00	34.70	1984							300 hp	300 hp	400 hp	16.00
47-02316B	Marshall	Decreed	1/12/59	Creek	3.33	3.33	1964	400 hp	250 hp								8.40
47-02316C	Marshall	Decreed	1/12/59	Creek	6.92	10.25	1964	400 hp	250 hp								8.40
47-02402	Marshall	License	4/5/65	Creek	6.40	16.65	1977			400 hp	250 hp	400 hp					16.89
47-02417	Marshall	License	4/19/66	Creek	16.89	33.54	1977			400 hp	250 hp	400 hp					16.89
47-07565	Giuffre	License	8/30/79	GW	4.47	38.01	1986	450 hp	300 hp*								7.82
47-07569	Giuffre	Permit	10/22/79	Creek	5.52	43.53	1986	450 hp	300 hp*								7.82
47-07618	Easterday	License	1/7/80	GW	4.88**	48.41	1987	450 hp	300 hp*	400 hp	400 hp	400 hp					24.71***
47-07642	Marshall	Permit	4/9/80	Creek	12.00	60.41	1981	400 hp	250 hp*	400 hp	250 hp	400 hp					22.48****
47-07615	Driscoll	Permit	9/24/80	GW	4.88**	60.41	1987	450 hp	300 hp*	400 hp	400 hp	400 hp					24.71***

* Backup motor

** 47-07615 and 47-07618 are limited to a combined rate of 4.88 cfs.

*** 7.82 + 16.89 or [M1 + (M3 + M4 + M5)] See memo in files 47-07642.

**** 5.59 + 16.89 or [M1 + (M3 + M4 + M5)] Less than 24.71 cfs because the examiner relied on earlier data.

The combined diversion rate limitation of 24.71 cfs for rights 47-07569, 47-07615, 47-07642 47-02316B, 47-02316C, 47-02402, 47-02417, 47-07565, and 47-07618 is based on the pumping capacity of the diversion/rediversion plant as determined by reviewing information available in the water right files. Rights previously licensed do not carry the combined rate limitation. However, the need was recognized in 1981 as evidenced by Allen Merritt's memo in file 47-02402.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
APR 2 1996
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 47-7642

1. Owner: Salmon Falls Ranch Phone No. 208-733-6581
Current Address: % John Jensen P.O. Box 1293, Twin Falls, Ida 83303
2. Accompanied by: Terri McCall EXAM. DATE: 1-5-89
Address: High Country Associates, PO Box 1598, T.F. Phone No. 208-739-6622
83303
Relationship to Permit Holder: representative
3. Source: Salmon Falls Cr. tributary to Snake River.

B. OVERLAP REVIEW

1. Other water rights with same place of use: 47-2316B, 47-2417, 47-2331, 47-2341
47-2342 ☐ Copies Attached
2. Other water rights with same point of diversion: 47-2316B, 47-2417
☐ 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

SEE ATTACHMENTS

Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached ☒ Aerial Photo Attached
Showing location(s) of point(s) of diversion and (required for irrigation of 10 acres or more).
place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

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OCT 10 1996

System Description (continued)

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

Water is pumped from Salmon Falls Cr. To a main line & Small Reservoir where pumps are used to convey this water to the lands irrigated.

☐ See Remarks on page 4 for continuation

4. See Attachments.

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
					20	10S	13E	Twin Falls	U.S.G.S. To-po Maps.
		NE	SE	NE					

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	
10S	13E	3											40	37					77.0
"	"	5											38.7						38.7
"	"	6															36.9		36.9
"	"	7	27.7																27.7
"	"	8	36	40	40	40	38	39.3	38	35	33.7	39	38	39	39	39	12	AS	526.0
"	"	9	40	40	40	40	40	38	36	40	38.6	38	40	40	40	40	37		627.6
"	"	10		31.8			33.8	40	40	36		40	29						250.6
"	"	16					37	40	40	27.9									144.9
"	"	17	40	38.9	33.8	40													152.7
1882.1																			

Do not use this space

OCT 10 1996

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

Total number of acres to be irrigated 1929

OCT 10 1996

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

see Attachment.

15.96 + 8.40 = 24.36 cfs.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: see Attachment.

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:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{(3.5)(1882.1) = 6587.35}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{(24.36)(117835)(245) = 11838.0}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{6587.0 \text{ AFA}}$

2. Volume Calculations for Other Uses:

OCT 10 1996

H. REMARKS AND OVERLAP REVIEW ANALYSIS

System is not used as of 1995-1996 and is in CRP Program. Present contact is David M. Cooper, Cooper Norman & Co., PO Box 394, Twin Falls, ID 83303. Storage capacity per dam survey 11-22-93. No totalizer flow meters in place during exam - should be required as a licensing condition. Dam safety (storage) permit is also required. Reservoir is in SE/SE Sec, 8 T.10S R. 20E.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (af)
	From	To		
Irrigation storage	March 15	Nov. 15	12.0 24.36 cfs.	150.0 140
Diversion to Storage	March 15	Nov 15	12.0	150
Irrigation from storage	March 15	Nov 15	12.0	150 140
Totals:			24.36 12.0	150.0 140

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

chg to Read
as permit.

J. AUTHENTICATION

Field Examiner's Name

Signature

Certification Date

Field Report Preparation Date

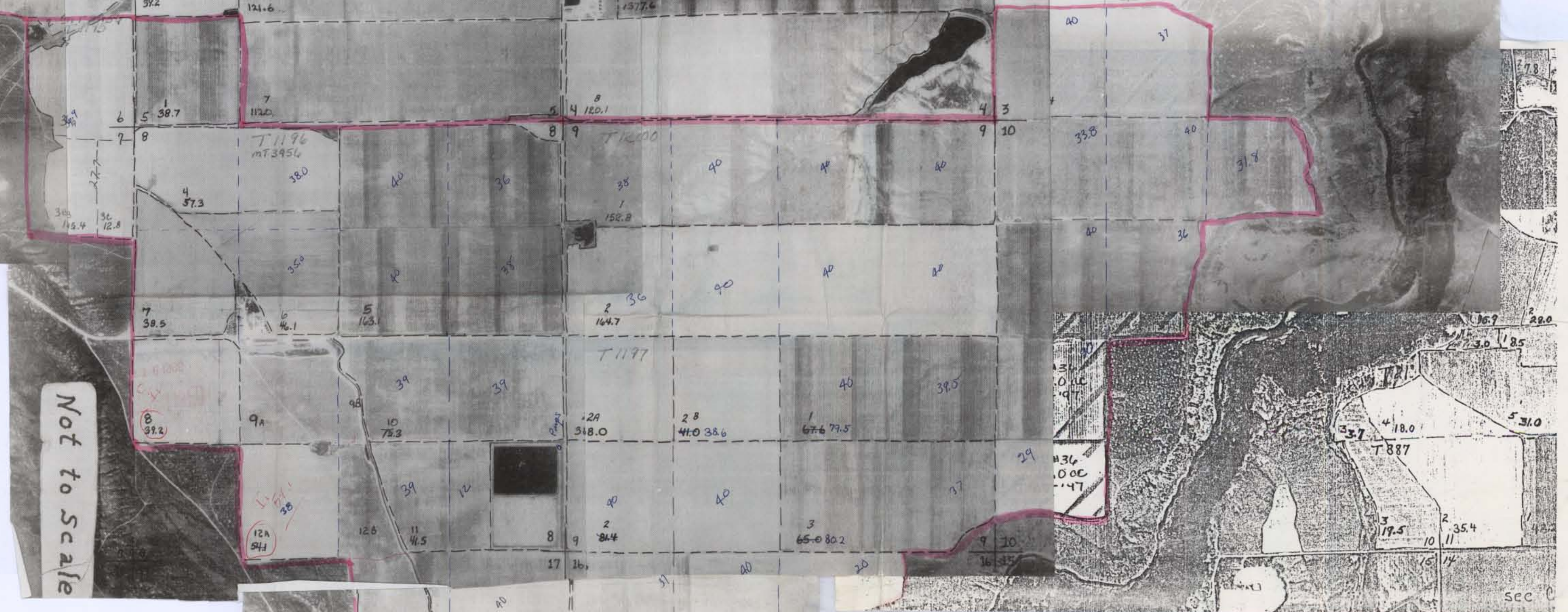
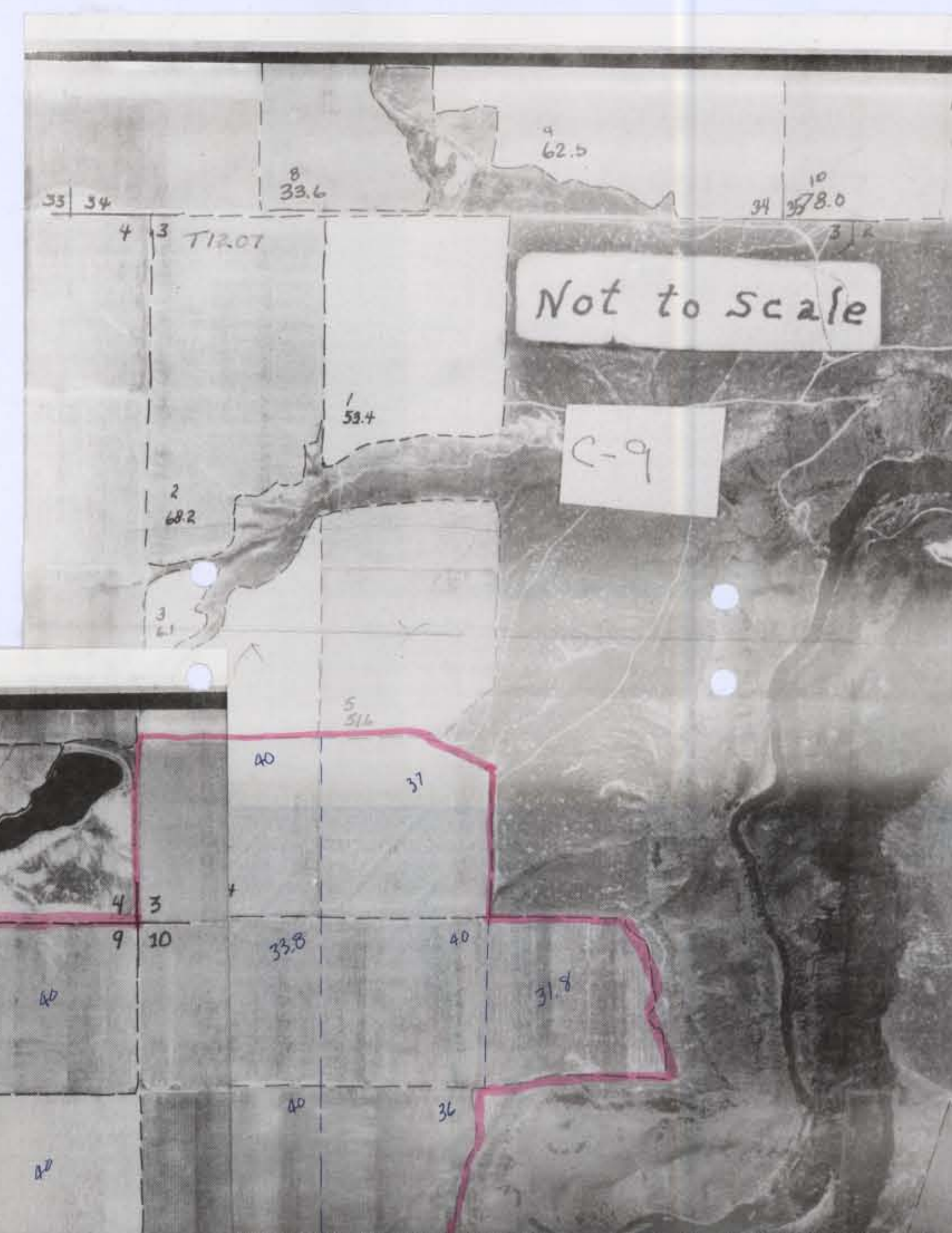
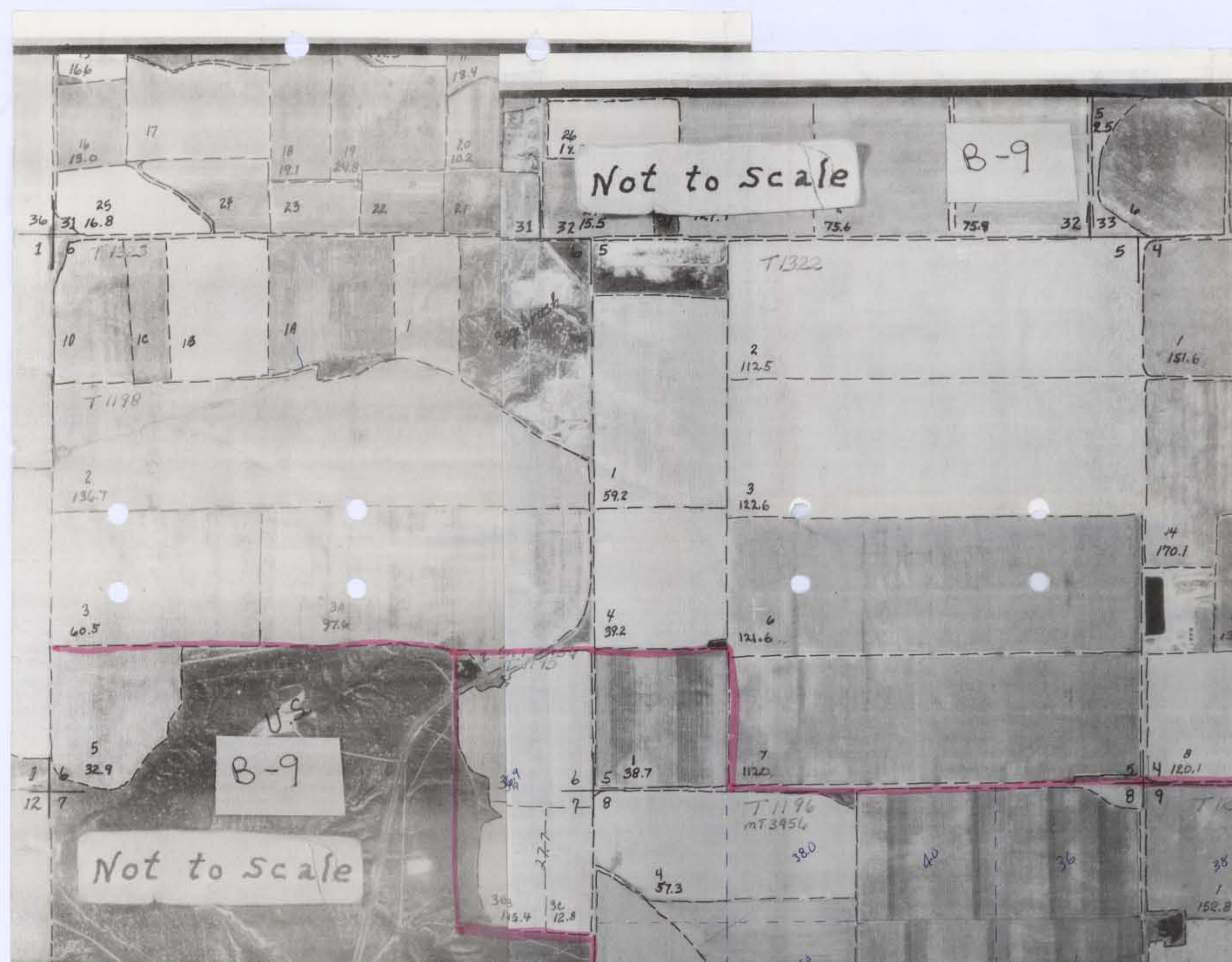
GARY FURCHBERG
Gary Furchberg

CONSULTANT SEAL

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

MICROFILMED

OCT 10 1996



CANYON

1 (1) ✓ 400 H.P. G.E. SCT BLJ219014 Layne Short Couple Turbine 77981
1 (1) ✓ 400 H.P. G.E. SCT 1279324 Layne Vertiline 6332
4 (1) ✓ 400 H.P. G.E. SCT BLJ219015 Layne Turbine 77980
1 (1) ✓ 250 H.P. U.S. SCT 1275190 Vertiline D-000167

5 (1) 250 H.P. Motor Only - No serial number, (extra back-up motor)

1280 ft. of 16 inch penstock.

1280 ft. of 20 inch penstock.

Reservoir

The size of the reservoir is approximately 30 acres surface area. Depth is unknown without measurement. It is estimated to be 6 to 7 feet.

(1) 100 H.P. G.E. Splitcase R4162034 - Peerless Pump - No serial #.
(1) 75 H.P. U.S. Splitcase 1AFP11482 - Palo Pump - M-5050-5
(1) 40 H.P. Duty (Master) Splitcase Y143333A2 - Auroa Centrifical Pump - 7903279-1

The size of pipe out of the reservoir was 14 inches, then split into 3 mainlines that were 8 and 10 inches. (To the best of our knowledge.)

Ground Irrigated

See orange color coded map as to ground irrigated out of reservoir.

Land Farmed

Acreage per farm map is the actual cultivated acreage.

RECEIVED
OCT 10 1996



Edmond
CROSS
Kearney

250 H.P. (Reported to be wired
to 300 H.P.)
#1275190

400 H.P.
#BLJ219014

400 H.P.
#BLJ219015

300 H.P.
#CBJ316019

300 H.P.
#UVJ714575

400 H.P.
#DJJ425013

400 H.P.
#1279324

250 H.P.
#2775469

Hot
Well

6/23/81
by ADW

11' water
5' air

12.18" I.D.

Salmon Falls Creek

OCT 10 1996

19.5" I.D.

Large Wright
Edmond
Pump

W1

W2

W3

M1

M2

Marshall
Edmond
Pump

5.5" I.D.

5.5" I.D.

Balance Rock
Pumping Station
on Salmon Falls
Creek.

Measurement of Pumping Plant on Salmon Falls Creek Below Balanced Rock Grade
6/23/1981 by ADM

Measurement Source (Pump Number)	Meter Used		Annubar Used			Measured Pipe Diameter			Observed Meter Reading (" of H2O)	Adjusted Reading (" of H2O)	Discharge (cfs)
	0-13" #091464	10-80" #091475	12.00" #091430	15.25" #091442	19.25" #091450	12.18"	15.5"	19.5"			
Hot Well		X	X			X			19.0	16.60	5.19
M1	X			X			X		8.3	7.35	5.59
M2	X			X			X		3.2	2.34	3.15
M1 + M2		X		X			X		19.0	16.60	8.40
M3	X				X			X	4.6	3.71	6.28
M4	X				X			X	1.75	0.91	3.11
M5	X				X			X	4.4	3.52	6.12
M3 + M4	X				X			X	10.6	9.61	10.11
M3 + M5		X			X			X	15.5	12.93	11.73
M4 + M5	X				X			X	10.6	9.61	10.11
M3 + M4 + M5		X			X			X	26.0	23.94	15.96
W1	X			X			X		5.4	4.50	4.37
3	X			X			X		8.6	7.64	5.70
W1 + W3		X		X			X		24.0	21.85	9.63

W2 was not operating

OCT 10 1996

MEMORANDUM

TO: File D47-7642, MARSHALL DAM
FROM: Douglas Jones
DATE: November 22, 1993
RE: Survey Results

Attached are survey data, graph, and a sketch map of the dam. The sketch map has the survey points labeled, for reference. A string box was used to determine horizontal distances between survey points, the water-line distances were estimated from this control. Only one point was surveyed along the perimeter toe of the ring-type dam, the toe at the northeast corner. Four internal heel points were surveyed to establish an average depth of the ponds (two points in each pond). The dams' crest(s) are pretty long for the instrument used (i.e. the shots of the corners were at the edge of level's optical capability).

The following calculations reduce the survey data into the relevant criteria:

$$\begin{aligned}\text{Avg depth} &= 99.04(\text{spill crest}) - 92.12(\text{avg pond bottom elev}) \\ &= 6.92 \text{ ft} = 7.0\end{aligned}$$

$$\text{Volume} = 2(570 \times 750 \times 7) / 43560 = \underline{140 \text{ acre feet}}$$

$$\text{Crest length} = (620 \times 4) + (800 \times 2) = 4080 \text{ feet}$$

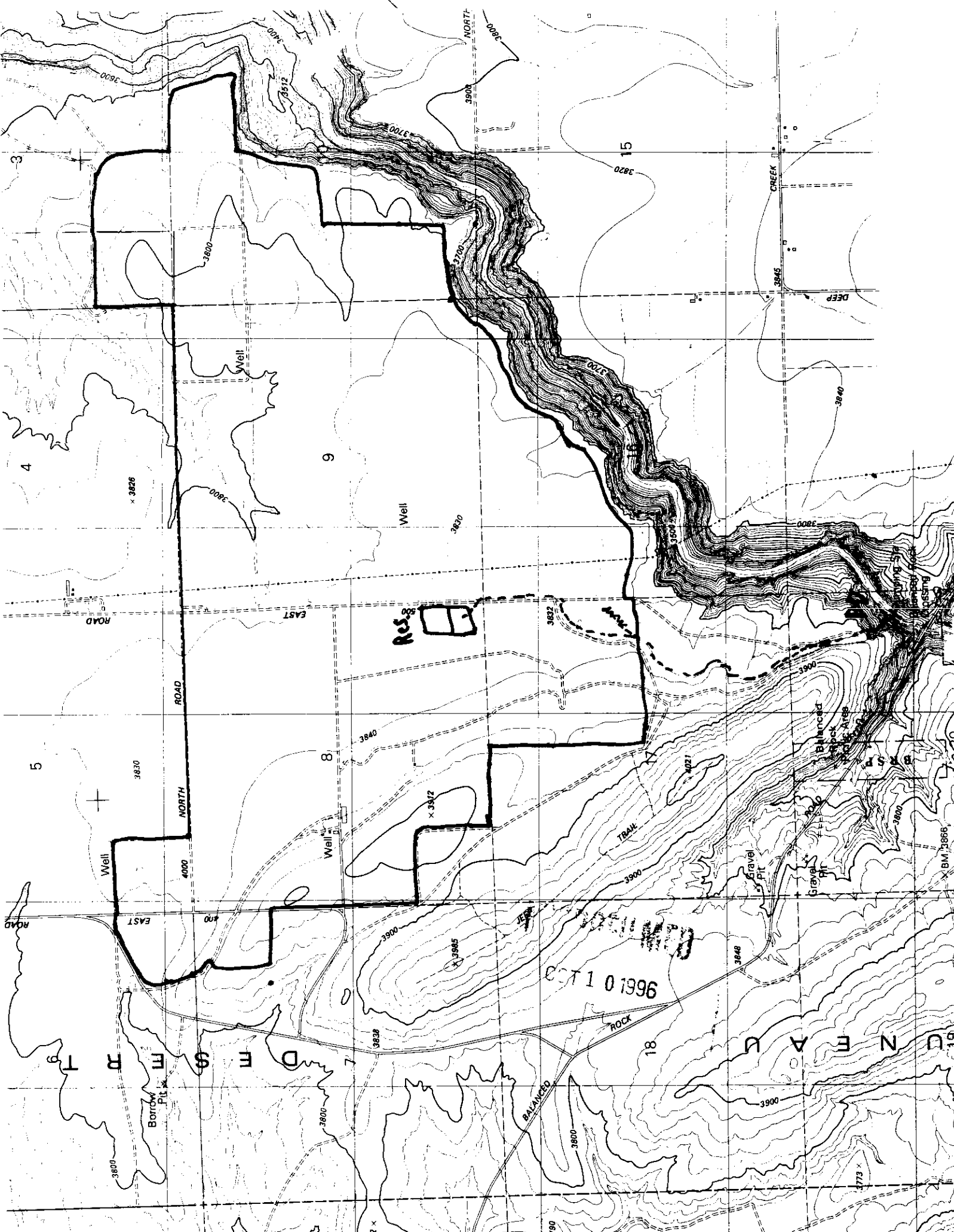
$$\begin{aligned}\text{Hydraulic ht} &= 99.04(\text{spill crest}) - 86.83(\text{toe elev}) \\ &= 12.21 \text{ ft}\end{aligned}$$

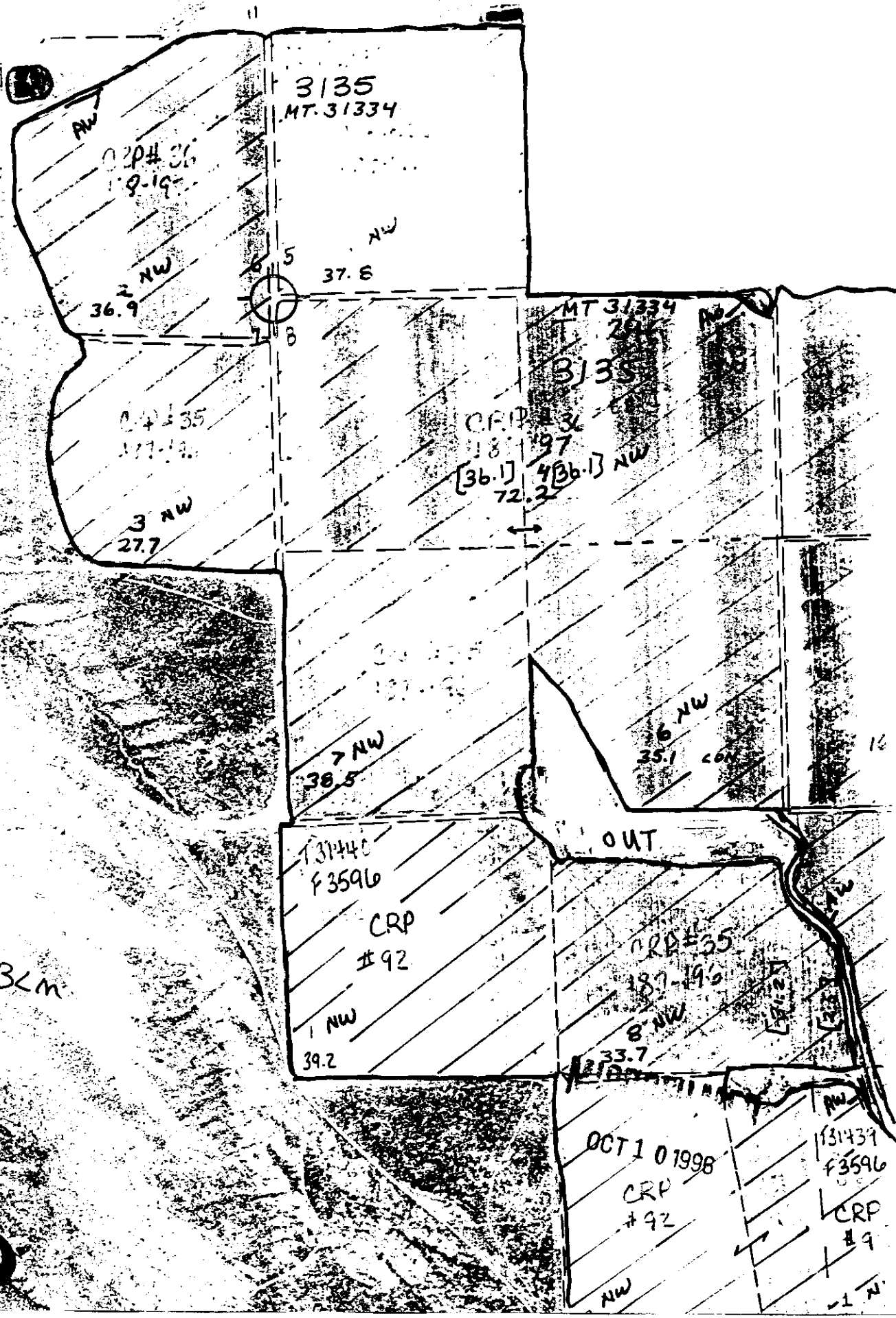
$$\begin{aligned}\text{Freeboard} &= 102.3(\text{min crest elev}) - 99.04(\text{spill crest}) \\ &= 3.26 \text{ ft}\end{aligned}$$

The structure had no capability to store water, nor has water been stored for quite some time. I believe the land to which the dam appurtenant are in CRP (Federal crop set aside program). I have not heard from the owner or manager about any plans to reactivate use/storage.

UNRECORDED

OCT 10 1996





BLM

T-10

2 NW
76.6

1 NW
79.0

CRP #36
188.107

CRP #36
187.197

3 NW
79.9

4 NW
79.8

17 16 T1201
3135

CRP #35
187.197

187-181

1 NW
164.9

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OCT 10 1996

121

CRP#35

'87-196

NW

3
31.8

CRP#36

'88-197

NW

31.8

CRP#36

'88-197

NW

31.8

CRP#36

'88-197

NW

T1495

2987

HE

NW

OCT 10 1896

T388

642008

HE

+

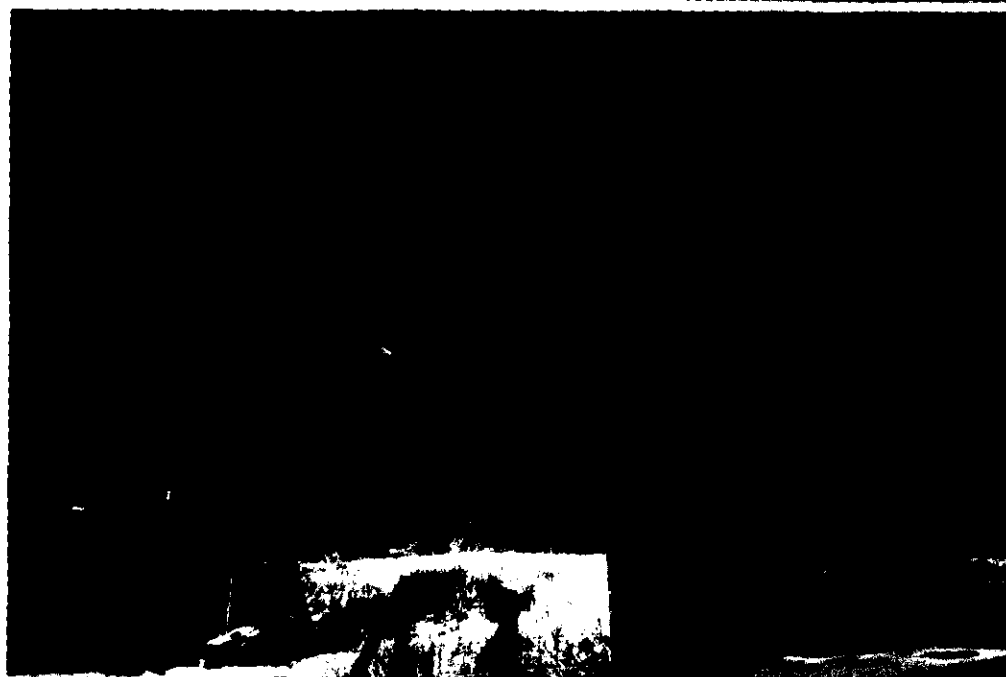
92

24



Lower
Pumping
station's

01996



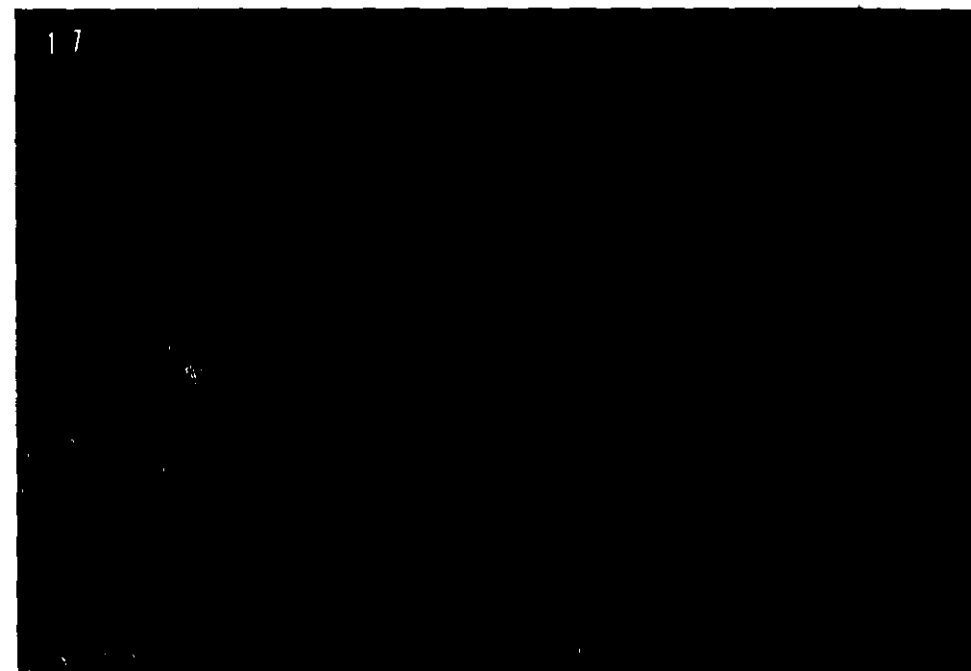
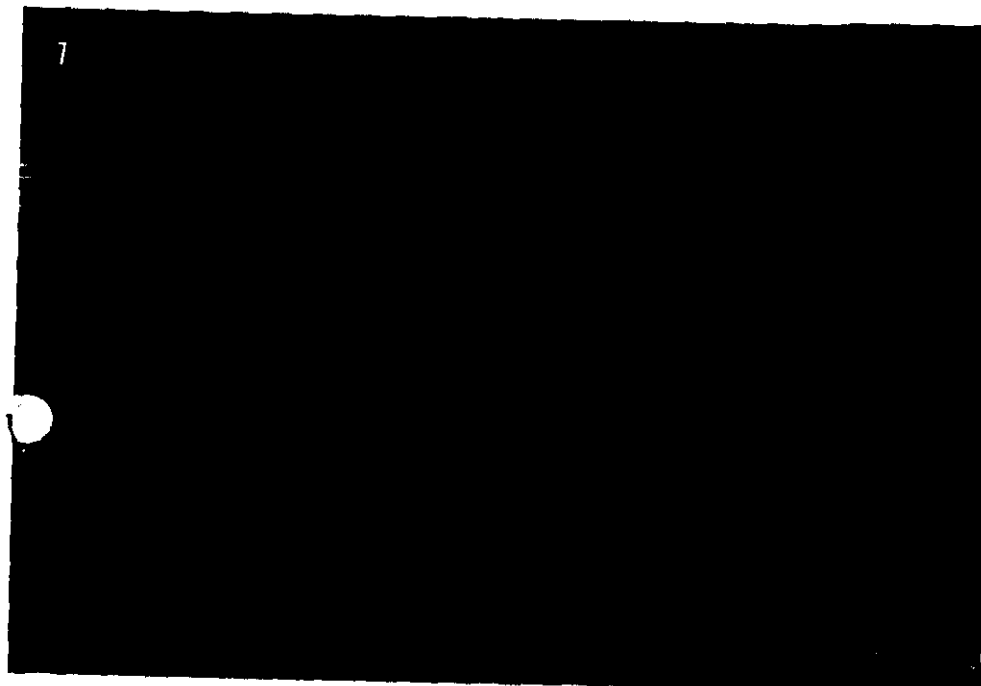
Upper pumping
station's



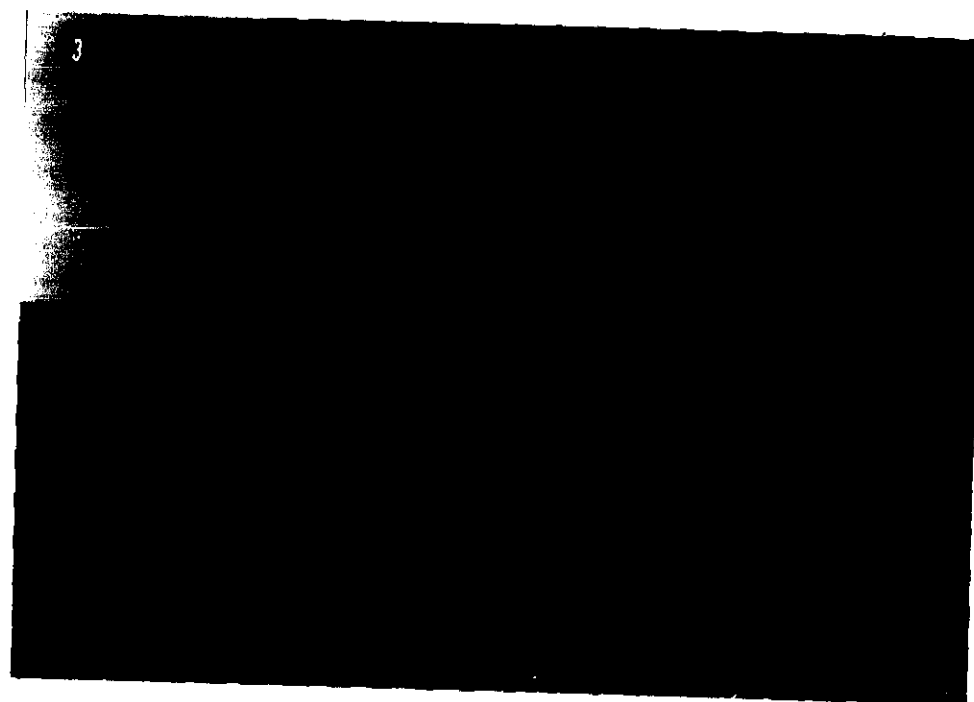
See ATTACHED MAT for 1- Photo loc.
per field -

Richard Kerbs -

47-07642



OCT 10 1996



T 1198

136.7

59.2

Storage Irrig. Lands. 47-07042

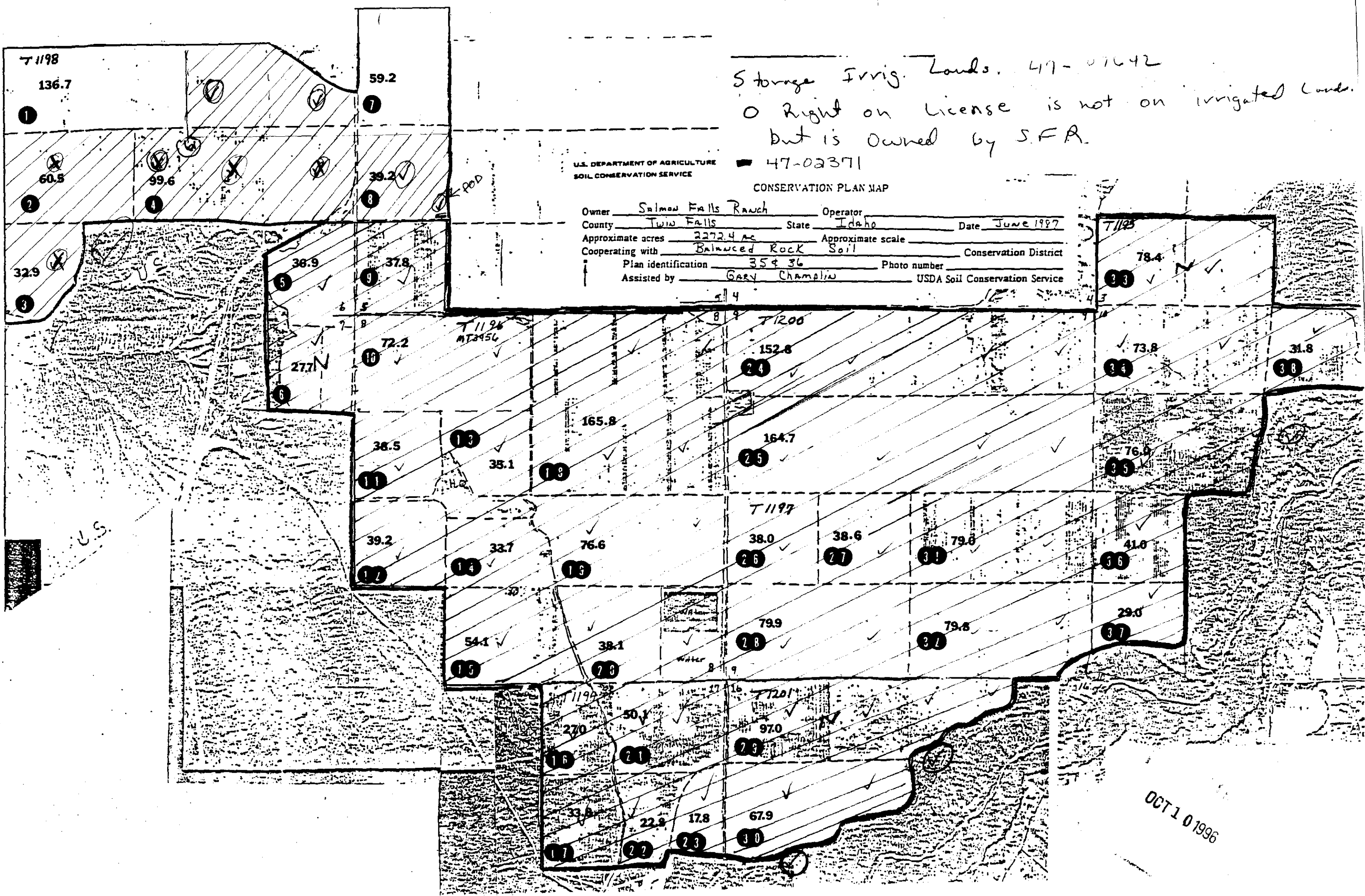
O Right on License is not on irrigated lands.
but is owned by S.F.A.

U.S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

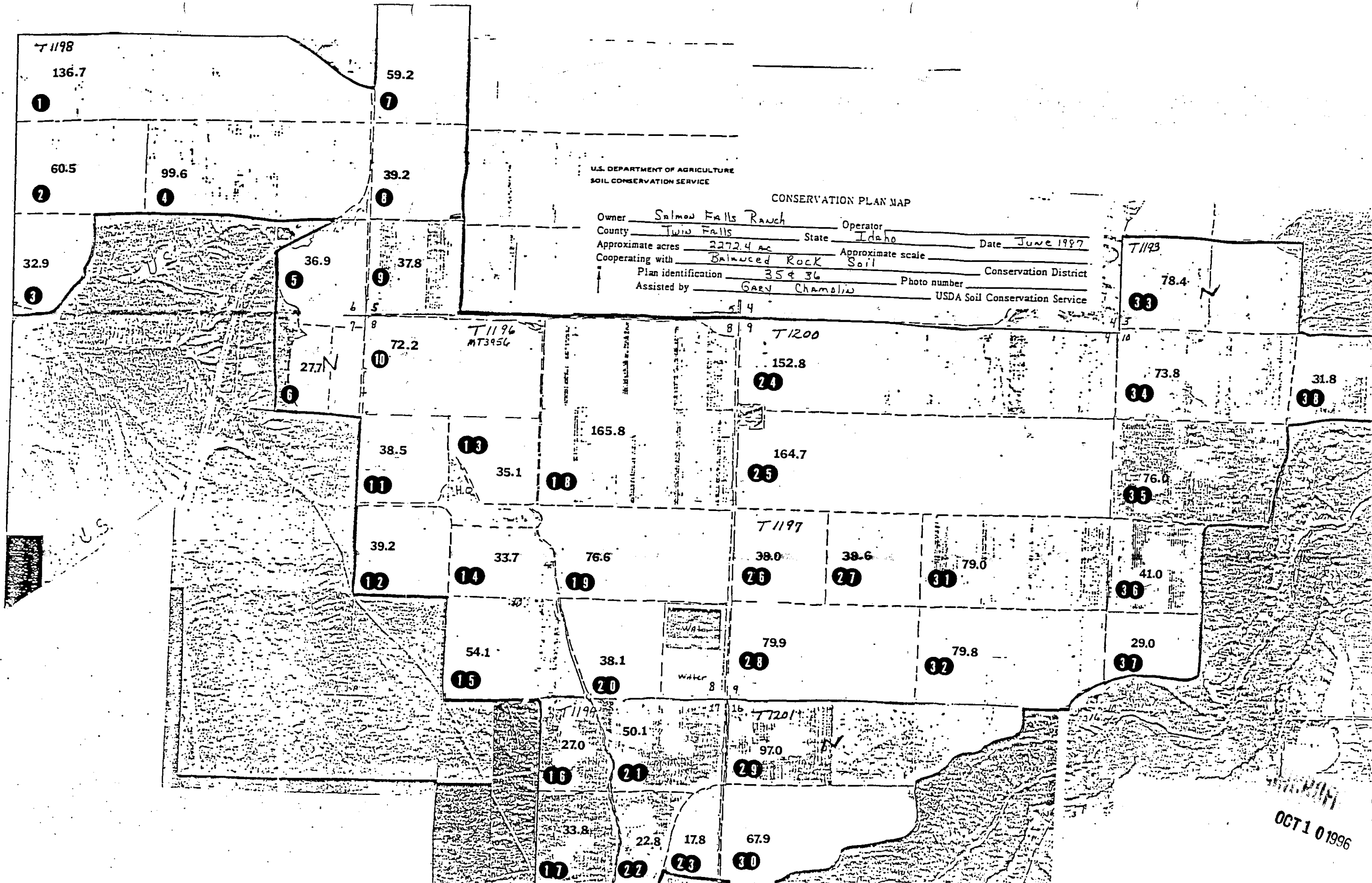
47-02371

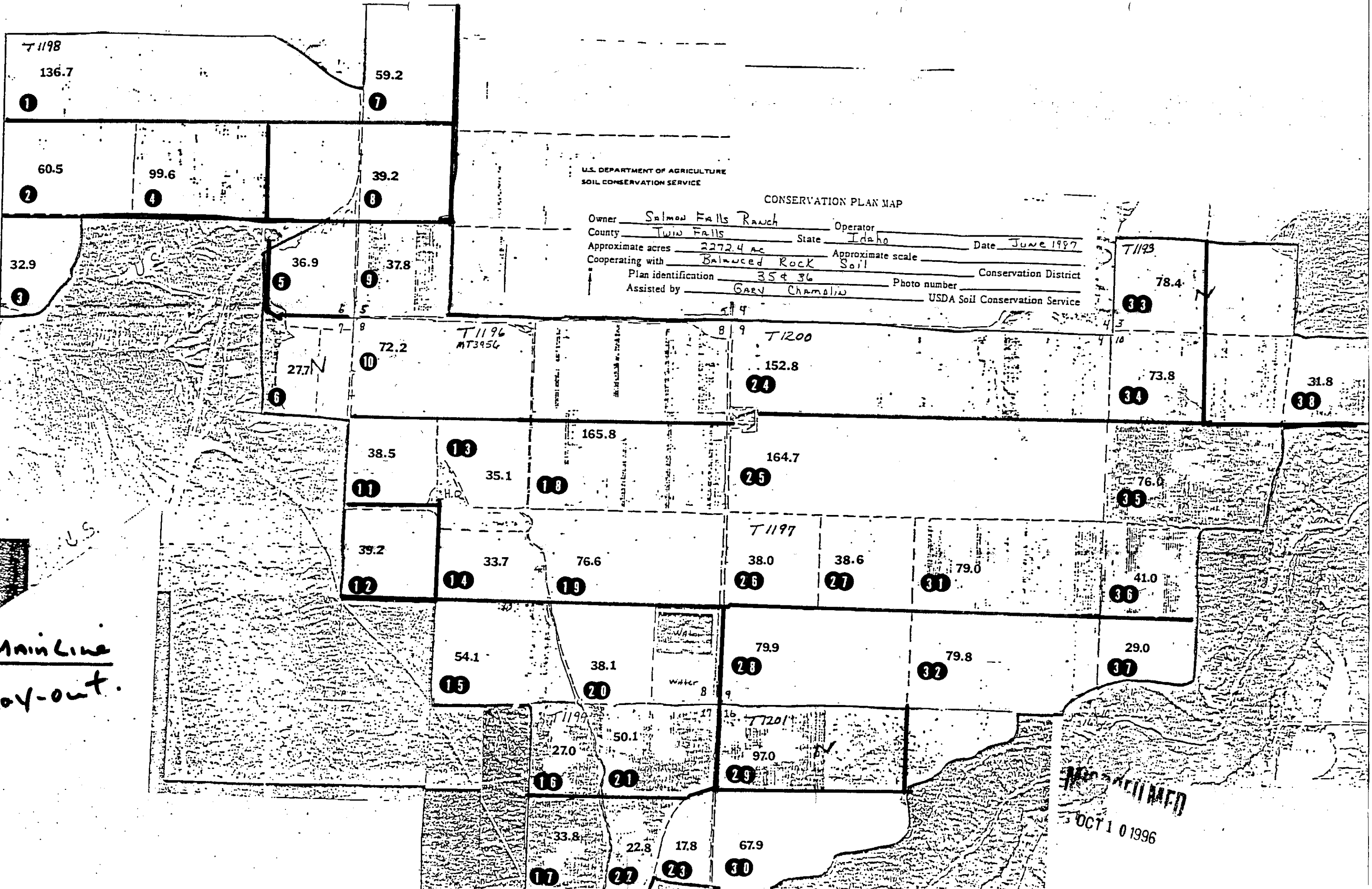
CONSERVATION PLAN MAP

Owner Salmon Falls Ranch Operator _____
County Twin Falls State Idaho Date June 1987
Approximate acres 2272.4 ac Approximate scale _____
Cooperating with Balanced Rock Soil Conservation District _____
Plan identification 35 & 36 Photo number _____
Assisted by GARY Champlin USDA Soil Conservation Service



OCT 10 1996





Permit 47-07642

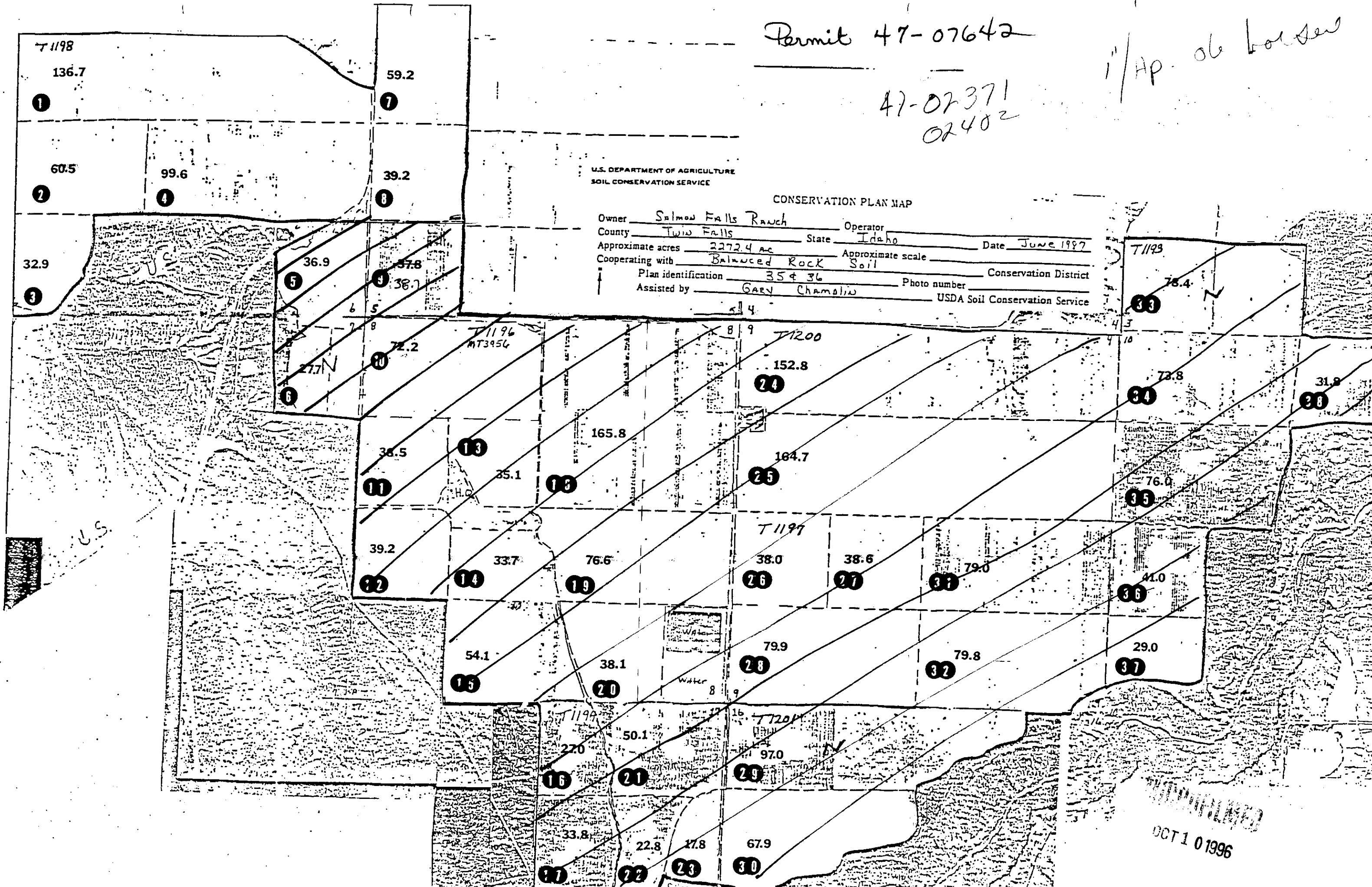
1" AP. ob border

47-07371
02402

U.S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

CONSERVATION PLAN MAP

Owner Salmon Falls Ranch Operator _____
County Twin Falls State Idaho Date June 1987
Approximate acres 2272.4 ac Approximate scale _____
Cooperating with Balanced Rock Soil Conservation District _____
Plan identification 354 36 Photo number _____
Assisted by GARY Chambliss USDA Soil Conservation Service



OCT 10 1996

Gary J. Idenburg
Dept of Water Res.

Salmon Falls Ranch

Map and Acreages

Department of Water Resources
Southern Region Office

DEC 13 1988

RECEIVED

RECEIVED
OCT 10 1986

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

MARSHALL, KENNETH W.
185 BLAIR DR.
TWIN FALLS, ID 83301

MAY 27, 1980

RE: PERMIT NO. 47-7642

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.

THE EXERCISE OF THIS PERMIT MAY ALSO BE AFFECTED BY THE COURT'S DETERMINATION OF WATER RIGHTS IN THE CASE OF IDAHO POWER COMPANY V. STATE OF IDAHO, ET AL., CIVIC NO. 62237, CURRENTLY PENDING BEFORE THE DISTRICT COURT OF ADA COUNTY. SINCE THE USE OF WATER UNDER YOUR PERMIT MAY AFFECT THE FLOWS IN THE SNAKE RIVER BETWEEN MILNER DAM AND HELLS CANYON, THE FINAL DECISION IN THIS CASE MAY DETERMINE TO WHAT EXTENT THE EXERCISE OF YOUR PERMIT IS SUBJECT TO WATER RIGHTS OF IDAHO POWER. WHILE THE ADA COUNTY COURT IS EXAMINING THIS QUESTION, IDAHO POWER COMPANY HAS NOT FILED A SPECIFIC PROTEST TO YOUR PERMIT. HOWEVER, THE DEPARTMENT OF WATER RESOURCES HAS BEEN ADVISED THAT THE POWER COMPANY IS NOT WAIVING ANY OF ITS RIGHTS TO CONTEST OR LIMIT THE EXERCISE OF YOUR PERMIT OR SUBSEQUENT LICENSE.

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



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

April 11, 1980

Mr. Ole Larson
Watermaster District 47-G
Buhl, Idaho 83316

Re: Application for Permit No. 47-7642

Dear Mr. Larson:

Please find enclosed a copy of the above referenced application for permit.
Please review the application and submit any comments you may have.

If you have questions regarding the application, please contact this office.

Sincerely,

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl:

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

APRIL 10, 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.

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 MAY 5, 1980.

Yours truly,

Mary A. Hill
Secretary

Encl.

MICROFILMED

December 31, 1990

Re: Water Right No. 47-07642

Salmon Falls Ranch
c/o Cooper Norman & Co.
Attn: John Jensen
P.O. Box 394
Twin Falls, ID 83301

Dear Water Right Holder(s):

We acknowledge receipt of the correspondence transferring ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

cc: Thomas G. Walker, Jr., w/enc.

SC:blm

INDEXED FILMED
JAN 17 1991

THOMAS G. WALKER, JR. LAWYER

CHARTERED

485 East Baybrook Ct.

P.O. Box 7707

Boise, Idaho 83707-1707

RECEIVED
DEC 19 1990

Phone (208) 336-9600

Fax (208) 336-9649

Department of Water Resources

December 18, 1990

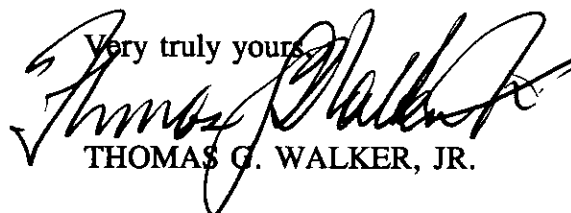
State of Idaho
Department of Water Resources
1301 North Orchard
Boise, ID 83705

Re: Assignment of Permit
Our File No. 1957

Dear Sir:

Enclosed for filing is an Assignment of Permit No. 47-07642. Please file as required by law and return a copy of the Assignment with your filing information noted thereon.

Thank you for your help and cooperation.

Very truly yours,

THOMAS G. WALKER, JR.

cc: John S. Jensen, w/enc.

SFR.007/TGW:ca

MICROFILMED

JAN 07 1991

4/86

RECEIVED

SEP 24 1987

Department of Water Resources
Southern Region Office

RECEIVED

SEP 28 1987

STATE OF IDAHO Department of Water Resources
DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received 375
Date 9/24/87
Receipt # 44241
Receipt by LG
Sent to S.O. 9/25/87

1. Permit No. 47-7642

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Richard Kerbs et al

3. Post Office Address: c/o John Jensen, P. O. Box 1295, Twin Falls, ID 83303
Telephone No. 734-7920

4. Source of Water: Salmon Falls Creek

5. Extent of Use:
Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)
Irrigation 2280 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 12.0 cfs 150 acre-feet

7. Show the date water was first diverted and beneficially used under this permit:
1980

8. Person to contact to accompany the department representative during the field examination:

John Jensen

P.O. Box 1295, Twin Falls, ID 83303

734-7920

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

9-23-87
Date

John A. Jensen
Signature of Permit Holder (and title, if appropriate)

Chairman, Salmon Falls Ranch Operating Committee

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.



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

JAN 07 1991

November 19, 1985

Richard Kerbs, et al
Rt. 4, Box 7098
Twin Falls, ID 83301

Dear Mr. Kerbs:

Re: Permit No. 47-7642

Enclosed is the Proof of Beneficial Use form and other information submitted to this office on September 12, 1985. in response to our letter of September 1, 1985.

The department's letter stated that proof had not been submitted prior to July 1, which was in error since the department received the form for this permit on May 22, 1985.

I hope this did not cause you any inconvenience.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

INDEXED

JAN 07 1986

July 16, 1985

Richard L. Kerbs, et al
P. O. Box 913
Twin Falls, ID 83303

Dear Mr. Kerbs:

Re: Permit No. 47-7642

This office acknowledges receipt of the assignment conveying the above-referenced permit to you. The assignment has been recorded in the department's records and a copy of the permit is enclosed for your records. Also enclosed is a copy of the order reinstating the permit with an advance in priority since the proof was submitted after the prood due date.

Before a license can be issued, a field examination of your system must be made by a representative from our regional office. I cannot tell you just when this examination will be made, but our field examiner will try to contact you prior to the exam and schedule it at a convenient time.

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

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

Permit No. 47-7642

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder? ✓
2. Notary? ✓
3. a. Full Assign? ✓
b/ Partial Assign?
4. "No assignment" condition on permit? *NO*
5. Commencement of works received? *proof submitted w/this assignment*
 - a. Commencement of works requested?
 - b. Show Cause Order drafted & sent?
 - c. Cancellation necessary?
6. Affidavit of Residency required? *NO*
7. Extension granted due to litigation?
If yes, commencement of works is not required.

1. Type Permit Summary Sheet ✓
2. Coding Sheet ✓
3. Acknowledgement letter type *Rita - please ack. w/proof correspondence.*
4. Copy to region ✓

Date: 6/5/85

Employee: K. Walker

MICROFILMED

CALCULATION OF NEW PRIORITY DATE

FROM: RITA FLECK

TO: FILE # 47-7642

DATE: 7/15/8

Date proof received

142

5/22/85

Proof due

-121

5/1/85

Number of day proof late

21

Priority date

+ 99

4/9/80

New priority date

120

4/30/80

Remarks:

76 need

MICROFILMED

RECEIVED

MAY 23 1985

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED

MAY 22 1985

Department of Water Resources
Southern District Office

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. 47-7642

Name(s) of Permit Holder: Richard L. Kerbs, et al

Post Office Address: P. O. Box 913 Twin Falls, Idaho 83303-0913

Telephone No. 733-6336 or 733-6581

Source of Water: Salmon Fall Creek

Extent of Use:

Domestic _____ (number of households)

Stockwater _____ (number and type of stock)

Irrigation 2,280 _____ (acres)

Other/Remarks _____

Indicate the date water was first diverted and beneficially used under this permit: 1980

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

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

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

Richard L. Kerbs

(Name)

Route 4 - Box 7098 Twin Falls, Idaho 83301

(Address)

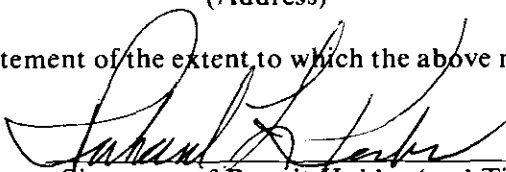
733-6336

(Telephone Number)

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

5-22-85

Date


Signature of Permit Holder (and Title, if appropriate)

MICROFILMED

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

MARSHALL, KENNETH W.
185 BLAIR DR.
TWIN FALLS, ID 83301

LAPSE NOTICE

MAY 02, 1985

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A OF THE IDAHO CODE, PERMIT NO. 47-7642 HAS LAPSED. THIS OFFICE DID NOT RECEIVE EITHER AN ACCEPTABLE NOTICE THAT YOU HAVE COMPLETED THE PROJECT (PROOF OF BENEFICIAL USE) BY THE DATE REQUIRED ON YOUR PERMIT OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME. YOU WERE PROVIDED THE PROPER FORMS IN OUR PROOF DUE NOTICE TO YOU DATED FEBRUARY 28, 1985.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT THE STATEMENT OF BENEFICIAL USE FORM OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED FORM OR THE EXTENSION REQUEST MUST BE RECEIVED BY THIS OFFICE WITHIN SIXTY DAYS OF THE DATE OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A STATEMENT OF BENEFICIAL USE FORM AND A REQUEST FOR EXTENSION OF TIME FORM ARE AGAIN ENCLOSED FOR YOUR USE. PLEASE NOTE THAT A FEE OF \$15.00 MUST ACCOMPANY AN EXTENSION OF TIME REQUEST AND THAT ONLY ONE EXTENSION OF TIME CAN BE GRANTED UNLESS THE PROJECT HAS NOT BEEN COMPLETED BECAUSE OF LACK OF A NECESSARY APPROVAL BY A GOVERNMENTAL AGENCY OR BY LITIGATION.

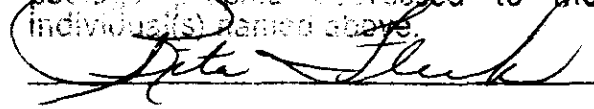
L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

ENCLOSURES

LGS:RF

CERTIFICATION OF MAILING

I hereby certify that on 5-28-1985
a copy of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.



MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138752

MARSHALL, KENNETH W.
185 BLAIR DR.
TWIN FALLS, ID 83301

PROOF DUE NOTICE

FEBRUARY 28, 1985

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 47-7642 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MAY 01, 1985. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A FORM WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE FORM OR A 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

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:

42-2642-

MARSHALL, KENNETH W.

185 BLAIR DRIVE, TWIN FALLS, ID 83301

Source: SALMON FALLS CREEK tributary to SNAKE RIVER

Date Filed: 04/09/1980

Amount: 12.00 CFS 150.0 AC-FT

Diversion Point: SENE Sec 20 T 10S R 13E, TWIN FALLS Co.

Use: DIVERSION TO STORAGE (12.00 CFS) from 03/15 to 11/15
IRRIGATION STORAGE (150.0 AC-FT) from 03/15 to 11/15
IRRIGATION FROM STORAGE (150.0 AC-FT) from 03/15 to 11/15

Place of Use: SWSW SESW Sec 03 T 10S R 13E SWSW Sec 05 T 10S R 13E SESE
Sec 06 T 10S R 13E NENE Sec 07 T 10S R 13E NENE NWNE SWNE SENE
NENW NWNW SWNW SENW NESW NWSW SESW NESE NWSE SWSE SESE
Sec 08 T 10S R 13E NENE NWNE SWNE SENE NENW NWNW SWNW SENW NESW
NWSW SWSW SESW NESE NWSE SWSE SESE Sec 09 T 10S R 13E NWNE SWNE
NENW NWNW SWNW SENW NWSW SWSW Sec 10 T 10S R 13E NENE NWNE SWNE
NENW NWNW SWNW SENW NWSW SWSW Sec 16 T 10S R 13E NENE NWNE SWNE
SENE Sec 17 T 10S R 13E FOR 2280 ACRES

Diversion Means: PUMPS, PIPELINES, AND DITCHES

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 MAY 5, 1980.

C. STEPHEN ALLRED

Director

Published 4/17 & 4/24/80.

MICROFILMED

**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

47-7642

MARSHALL, KENNETH W.
185 BLAIR DRIVE, TWIN
FALLS, ID 83301

Source: SALMON FALLS
CREEK tributary to
SNAKE RIVER

Date Filed: 04/09/1980

Amount: 12.00 CFS 150.0
AC-FT

Diversion Point: SENE Sec
20 T 10S R 13E, TWIN
FALLS CO.

Use: DIVERSION TO
STORAGE (12.00 CFS)
from 03/15 to 11/15
IRRIGATION STORAGE
(150.0 AC-FT) from 03/15 to
11/15

IRRIGATION FROM
STORAGE (150.0 AC-FT)
from 03/15 to 11/15

Place of Use: SWSW SESW
Sec 03 T 10S R 13E SWSW
Sec 05 T 10S R 13E SESE
Sec 06 T 10S R 13E NENE
Sec 07 T 10S R 13E NENE
NWNE SWNE SENE
NENW NWNW SWNW
SENW NESW NWSW
SESW NESE NWSE SWSE
SESE Sec 08 T 10S R 13E
NENE NWNE SWNE SENE
NENW NWNW SWNW
SENW NESW NWSW
SWSW SESW NESE NWSE
SWSE SESE Sec 09 T 10S
R 13E NWNE SWNE NENW
NWNW SWNW SENW
NWSW SWSW Sec 10 T
10S R 13E NENE NWNE
SWNE NENW NWNW
SWNW SENW NWSW
SWSW Sec 16 T 10S R 13E
NENE NWNE SWNE SENE
Sec 17 T 10S R 13E FOR
2280 ACRES

Diversion Means: PUMPS,
PIPELINES, AND DITCHES

*ab merge
H/1/80*