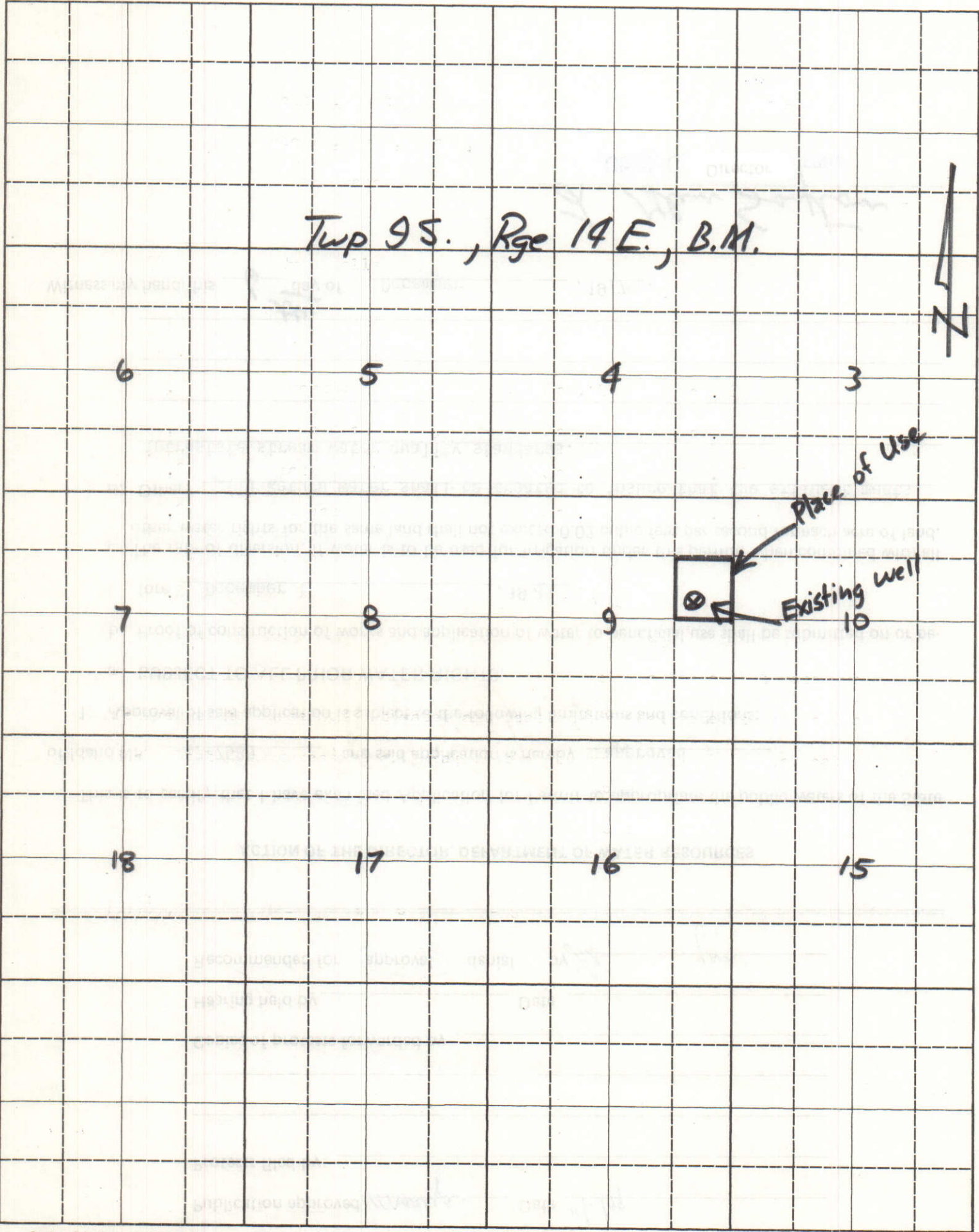


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Robert S. Luntz
(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:

47-7580

I UNTEY, ROBERTS.
ROUTE #3, BUHL, ID 83316
Source: GROUNDWATER
Date filed: 10/05/1979
Amount: 0.20 CFS
Diversion Point: SENE Sec

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

Use: DOMESTIC (0.04 CFS)
from 01/01 to 12/31
COMMERCIAL (0.05 CFS)
from 01/01 to 12/31
HEATING (0.20 CFS) from
01/01 to 12/31
RECREATION (0.20 CFS)
from 01/01 to 12/31

Place of Use: SENE Sec 09 T
09S R 14E

Diversion Means: EXISTING
ARTESIAN HOT WATER
WELL DELIVERING TO
PIPELINE NETWORK

*ok
maey
11/19/79*

NOV 19 1979

Department of Water Resources
Southern District Office

MICROFILMED

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS }

ss.

No 8817

I, Linda L. Capps being first duly sworn up
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
November 1, 19 79, and ending with the issue dated
November 8, 19 79.

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 L. Capps
Subscribed and sworn to before me on this 13 day of

November, 19 79.
Thelma Rowlett Smith

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

Twp 9S. Rge 14E.

47-7580

130-A
A-50

43
9 10

147-A
A-50

146-A
A50

A
9.6

B
4.4

Kerpahl
or Harbst 47-7115
U.S. well

Luntay well

148A
A62

A
4.4

145-A
A68

MICROFILMED
JUL 27 1992

149A
A66

144A
A74

9
16

Twp 9S R. 14E

47-7580



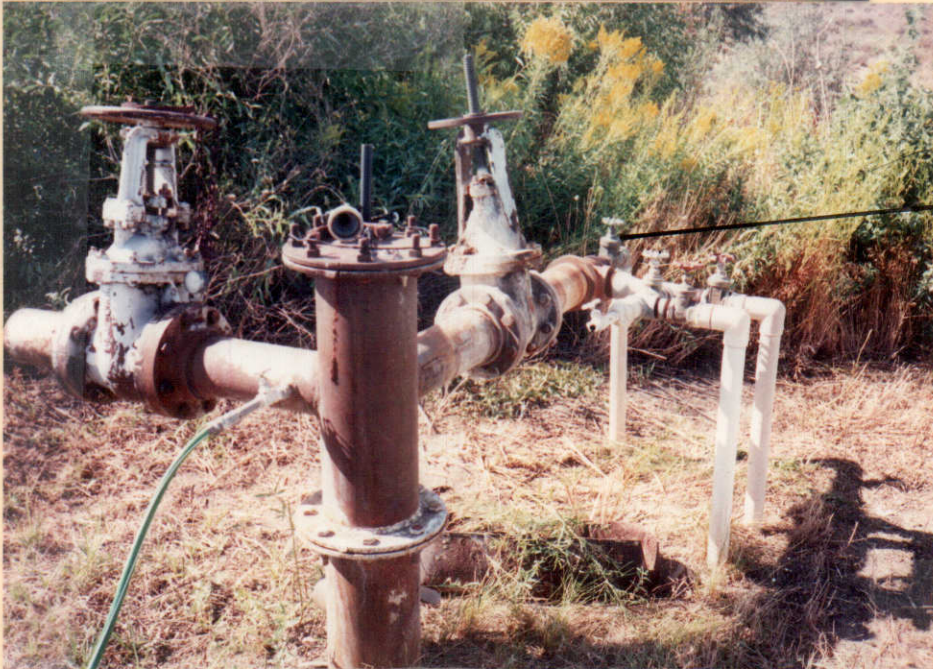
47-7580

Kerpa # 1 AKA
Harbst well
Shown on Field
report as PD#1.



Luntley well or
P#II

2" Valve to Junction box
Serves as backup to uses
on this field Report



Packing + Washing area
for aquaculture products
Left side of photo

Heated growing bed on Right
side of photo.

MICROFILMED

JUL 27 1992



47-7580



Holding, sorting
Packing + Shipping
Facility



HOUSE heated
under 47-7580



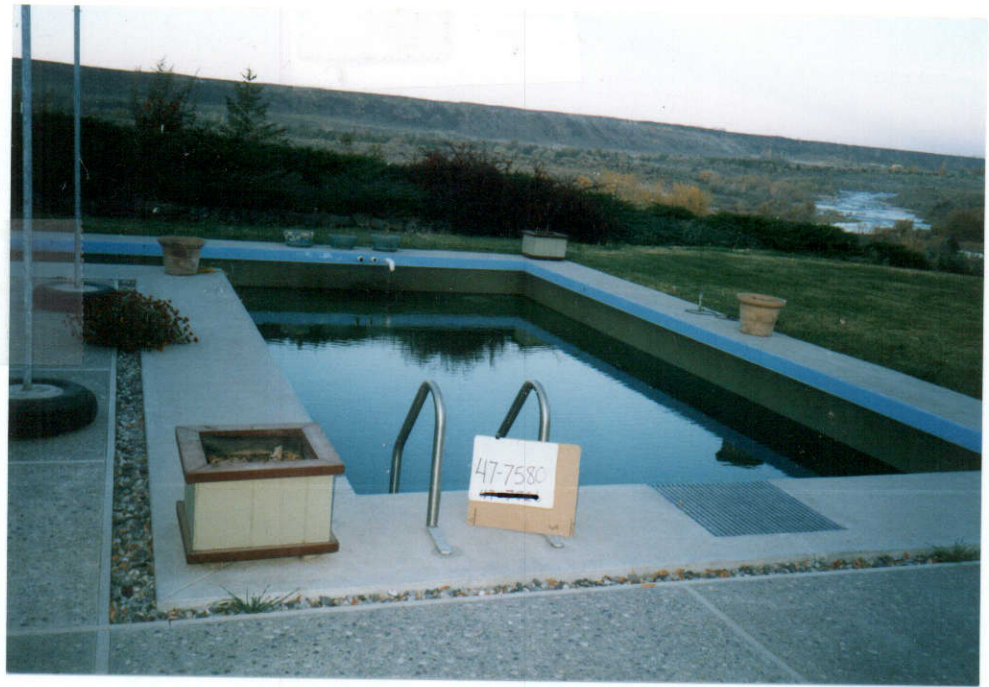
Metal Building heated
under 47-7580

RECORDED & FILMED

JUL 27 1992

Recreational use

under 47-7580



North
Tropical
Fish
Ponds

South
Tropical
Fish
Ponds

Orchard

Garden

Mata
Shed

Pipe to Kerpa #1 Well

Driveway

North Fish Ponds Drain

MICROFILMED

JUL 27 1992

Drain to Deep Creek

47-07580

South Fish Ponds Drain

Pools,
House and
Greenhouse
Drain

Swimming Pool Drain

General
Shed
Fish Room
Greenhouse

Drain
Line

Double 3" line for Pool

Double 2" line to Pool

Swimming
Pool

Pond

Commercial
Heating
Recreation

N

Robert S. & Adella S. Lunney
Sketch - Not to scale

Pond

Pond

Pond

Drain
to Deep Creek

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 47-07580

Priority: October 5, 1979

Maximum Diversion Rate: 0.20 CFS
Maximum Diversion Volume: 81.7 AF

This is to certify, that ADELLA S LUNTEY
ROBERT S LUNTEY

4595 RIVER RD
BUHL ID 83316

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 5, 1979; and has submitted Proof of Beneficial Use on January 13, 1986. An examination indicates that the works have a diversion capacity of .200 cfs of water from a **GROUNDWATER** 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>
COMMERCIAL	01/01 to 12/31	0.05 CFS	16.0 AF
HEATING	01/01 to 12/31	0.10 CFS	37.6 AF
RECREATION	01/01 to 12/31	0.20 CFS	28.1 AF
	Totals	0.20 CFS	81.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 9, Township 09S, Range 14E
TWIN FALLS County

PLACE OF USE: COMMERCIAL
TWN RGE SEC

09S 14E 9 SENE

PLACE OF USE: HEATING, same as COMMERCIAL use

PLACE OF USE: RECREATION, same as COMMERCIAL use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right 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.

MICROFILMED

JUL 27 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07580

CONDITIONS/REMARKS:

5. Return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.
6. Two points of diversion are located within the SENE, Sec. 9, T9S, R14E.
7. Commercial use is for holding and sorting tanks for tropical fish and aquatic plants; recreation use is for a swimming pool.

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 10TH day of July, 1992.


Acting for R. Keith Higginson, Director

JUL 27 1992

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

RECEIVED
JUN 9 1992

Department of Water Resources

I, ROBERT S. LUNTEY, hereby assign to ROBERT S. &/OR ADELLA S. LUNTEY
of 4595 RIVER ROAD, BUHL, ID 83316

Address

*** All my right, title, and interest in and to Permit No. 47-07580
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. _____ 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)

Made this 8th day of June, 1992.

Robert S. Luntey
Permit Holder

Adella S. Luntey
Spouse of Permit Holder

State of Idaho)
County of Twin Falls) ss

On this 8th day of June, 1992, personally appeared before
me the signer(s) of the above instrument, who duly acknowledged to me that
he (she) (they) executed the same.

Andrea L. Condit

Notary Public residing at

Buhl, Idaho

s e a l

My commission expires:

11-14-92

RECORDED

JUL 27 1992

For Office Use Only
Fee Received \$1500.00
Date 12-3-84
Receipt # 35867

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

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

RECEIVED
NOV 29 1984

Department of Water Resources

Robert S. Luntz of Rt. 3, Box 240, Buhl
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Water of
the State of Idaho No. 47-7580.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before
December 1, 1984

That he has heretofore performed the following work described under said permit: House is complete
(This must be filled out! If no work has been completed put none.)
and domestic water system and house heating system are
both installed; commercial fish plant is partially complete
swimming pool is complete and in use

Costing \$ 90,000

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:
A second unit of the commercial fish plant is
needed to accommodate an expanding tropical fish
business not anticipated until recently. Fish plant
will require water for processing and heating.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations
under said permit to December 1, 1989.
(1 yr. minimum, 5 yrs. maximum)

NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME

Robert S. Luntz
(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within
which to submit the proof of beneficial use is extended to December 1, 1989.

Signed this 11 day of December, 19 84.

J. Glen Saxton
Chief, Operations Bureau

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF THE BANBURY HOT SPRINGS	)	ORDER SUPPLEMENTING
	)	CONDITIONS OF APPROVAL FOR
GROUNDWATER MANAGEMENT AREA	)	PERMIT TO APPROPRIATE
	)	GROUNDWATER NO. 47-7580

WHEREAS, on April 12, 1982, the Director of the Department of Water Resources created the Banbury Hot Springs Groundwater Management Area (BHSGWMA); and,

WHEREAS, reported problems have shown a need for increased regulation of existing and future wells within the boundaries of the BHSGWMA; and,

WHEREAS, Department records show a number of outstanding water right permits for which development has not yet occurred; and,

WHEREAS, the above-referenced Permit represents the potential for additional well drilling within the boundaries of the BHSGWMA; and,

WHEREAS, leakage and intermingling between groundwater aquifers within the BHSGWMA has been determined to be a significant problem for which careful monitoring and protection is required;

NOW, THEREFORE, the conditions of approval for Permit No. 47-7580 are hereby supplemented with the following additional conditions:

- 1) Thirty days prior to drilling or modification of a well, the permit holder shall notify the Department of Water Resources of who the driller will be and when drilling is proposed to commence.
- 2) Prior to drilling, the permit holder and/or driller shall submit to the Department a drilling prospectus which includes proposed casing and grouting procedures. The well shall not be drilled without approval of the prospectus.
- 3) For wells presently being constructed or modified, the permit holder shall immediately advise the Department of the name of the driller or drilling firm, proposed date of completion, and shall provide details of well construction to date for Department review and approval prior to removal of the drill rig from the site.
- 4) Prior to well completion, the permit holder and/or driller shall request inspection and approval of the well construction by the Department. Construction shall not be considered to be completed

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until approved by the Department.

- 5) Failure to comply with any of the conditions identified above may result in cancellation of the permit.

Dated this 2nd day of May, 1983.

A handwritten signature in cursive script, reading "L. Glen Saxton", written over a horizontal line.

L. GLEN SAXTON
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
APPROVED
OCT 5 1979
Department of Water Resources
545023 State Office

To appropriate the public waters of the State of Idaho

1. Name of applicant Robert S. Luntley Phone 545023 State Office

Post office address Route #3, Buhl, Idaho, 83316

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 9 Township 9S

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

4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.05 for Commercial purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.20 for Heating purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.20 for Recreation purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.20 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Existing artesian hot water well
delivering to house for hot water and heating & delivered to commercial
fish plant for processing and heating & to swimming pool for recreation.

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~~ Existing well diameter is 8 inches; proposed depth of well is 840 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: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 9 Township 9S

Range 14E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water one.

(5) If water is to be used for other purposes describe: Heating of house and commercial building

Commercial use in processing of tropical fish for shipping

Recreational use in water for use in swimming pool

MICROFILMED

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

[illegible]**Total number of acres to be irrigated**

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

Portion of 47-7115 and all of 47-7205

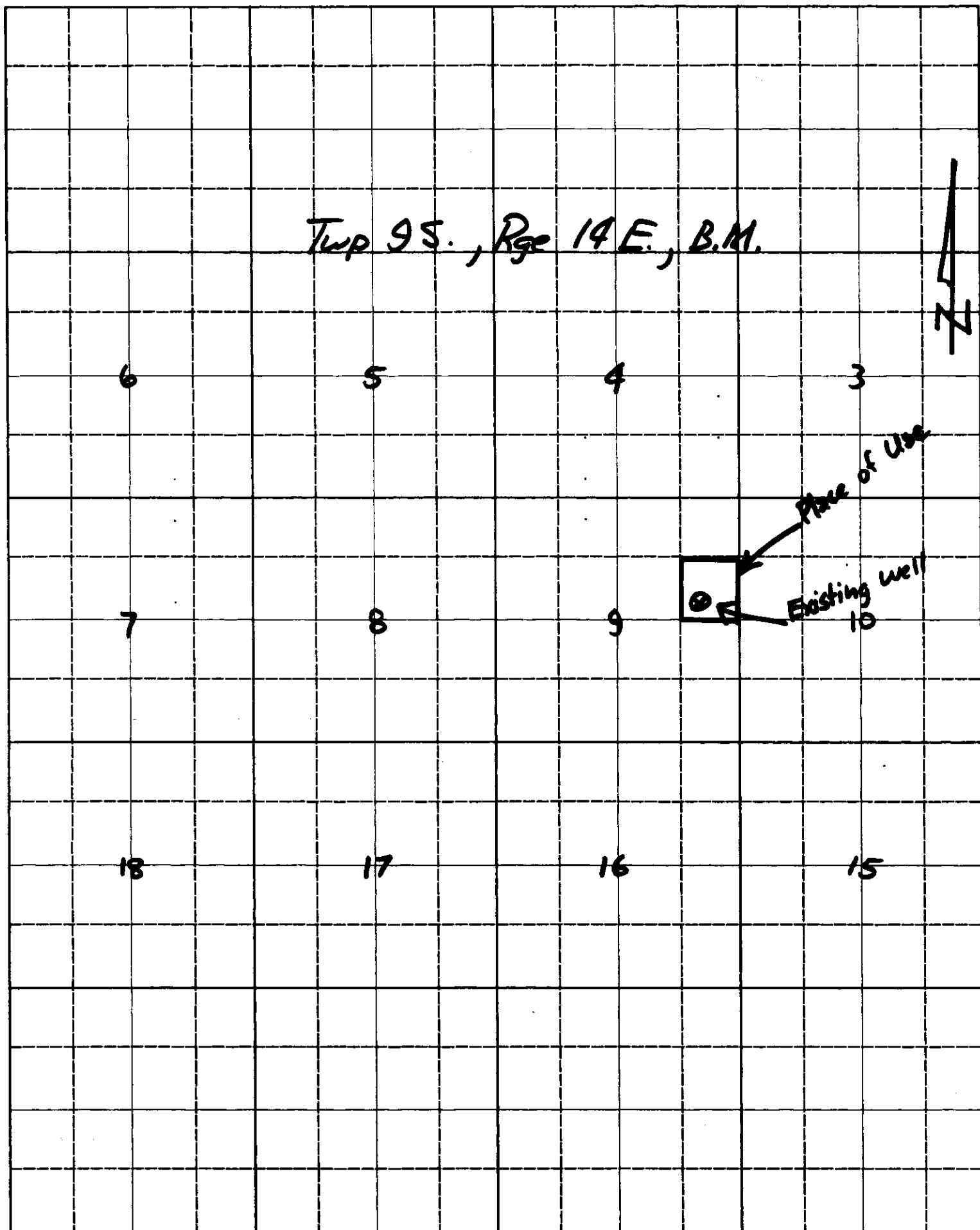
9. a. Who owns the property at the point of diversion Applicant

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 *

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.

Robert S. Luntz
(Applicant)

Proposed Priority 10/5/79

Received by ADM Date 10/5/79 Time 2:20 pm.

Preliminary check by JS Fee \$ 20.00

Receipted by maria Date 10/5/79 # 13360

Publication prepared by ADM Date 10/19/79

Published in times news

Publication dates 11/1 + 11/8/79

Publication approved maria Date 11/1/79

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JS 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. 47-7580, 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 December 1, 19 84.
- 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) Return water shall be treated to insure that the effluent meets intrastate stream water quality standards.

Witness my hand this 6th day of December, 19 79.

J. Glen Saxton
Chief, Operations Bureau

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS }

ss.

No 8817

I, Linda A. Capps being first duly sworn up
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
November 1, 19 79, and ending with the issue dated
November 8, 19 79.

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

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

Subscribed and sworn to before me on this 13 day of

November, 19 79.

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

MICROFILMED
RECEIVED

NOV 19 1979

ok
made
11/19/79

Department of Public Resources
Southern District Office

July 13, 1992

ADELLA S LUNTEY
ROBERT S LUNTEY
4595 RIVER RD
BUHL ID 83316

RE: WATER RIGHT NOS. 47-07580 & 47-07826

Dear Water Right Holder(s):

Enclosed herewith are copies of the Water Right Licenses issued on the above referenced permits.

We acknowledge the receipt of assignment you submitted. Please note your names on the license issued on Permit No. 47-07580.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

MICROFILMED

JUL 27 1992



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

June 3, 1992

Robert S. Luntley
4595 River Road
Buhl, ID 83316

RE: Permits 47-07580 & 47-07826

Dear Mr. Luntley:

I have received your letters regarding the above referenced permits and the draft licenses you received. I will try to answer all your questions and clarify the changes made.

#47-07580

(1) The original application was filed in the sole name of Robert S. Luntley. In order to add the name of Adella S. Luntley, you must sign and notarize the enclosed assignment form that I have partially filled out for your convenience.

(2) Your address has been updated to 4595 River Road.

(3) Domestic use is covered under Adjudication Claim #A47-12639 and will be determined in the adjudication process.

#47-07826

(1) Your address has been updated to 4595 River Road.

(2) The irrigation season has been changed to reflect the maximum dates and number of irrigation days allowed by the Department for your area. The permit exceeded the allowable season and the license must reflect the standard season.

(3) Domestic use is covered under Adjudication Claim #A47-12639 and will be determined in the adjudication process.

RECEIVED

JUL 27 1992

I hope that I have answered all your concerns. I will hold these rights from processing for an additional 10 days to allow for any further questions and for you to return the assignment form if you desire. Please feel free to contact me directly at 327-7943 if you require further assistance.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

[Handwritten signature]
JUL 27 1991

RECEIVED
MAY 29 1992

4595 River Road
Buhl, Idaho 83316
May 28, 1992

Department of Water Resources

Director
Dept. of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000

ATTENTION: Pamela Skaggs

RE: Water Right No. 47-07580

Dear Sir:

Following are our comments on the draft copy of the license proposed to be issued for Water Right No. 47-07580 forwarded with your May 20, 1992, letter.

1. The Water Right License should include the name of Adella S. Luntley. Her name was erroneously omitted on the Application for Permit.
2. Twin Falls County has provided us with a new address. It is:
4595 River Road, Buhl, Idaho 83316
3. Application for Permit No. 47-7580 included domestic water use but it is not included in the draft license forwarded to us on May 20. We have subsequently filed Notice of Claim to a Water Right Acquired Under State Law, Civil Case Number 39576 - Ident. Number A47-12639. In a May 27 discussion with Idaho Department of Water Resources staff at your Twin Falls Office we understood that our right to domestic water will be determined in the forthcoming adjudication process. Please let us know if we need to take additional action to license our domestic water use.

We greatly appreciate the opportunity to review the draft license prior to issuance.

Sincerely yours,

Robert S. Luntley
Robert S. Luntley

MICROFILMED
JUL 27 1992

May 20, 1992

ROBERT S LUNTEY
RT 3 BOX 240
BUHL ID 83316

RE: WATER RIGHT NO. 47-07580

Dear Water Right Holder(s):

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

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

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

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:cz

Enclosure

RECEIVED

JUL 27 1992

LICENSE REVIEW CHECKLIST
 Permit No. 47-7580

Date 4/29/92

Name Address change? ok

Priority date Advance? —
 Memo to advance —
 Order to reinstate needed? —

Total cfs Fee sufficient for rate recommended? ✓
 Limited by capacity? —

Total volume Limited by flow? —
 Rate/ac N/A afa (irrigation)
 Calculations from examiner appropriate? —

Capacity Actual measurement checked —
 Theoretical checked —

Source Clarification of originally intended source is
 the only change allowed - if any other change in
 source has occurred, a notice of intent to void
 is needed OK

P/D Verify with map ✓ Amendment req'd? —
 Remark needed for more than one per 1/4
 Is overlap analysis a consideration in final
 recommendations? NO

Uses Period of use for each use compatible with
 appropriate maps, data entry standards, etc. —
 Change(s) in nature of use - amendment req'd —

P/U Verify with map ✓ Amendment req'd? —
 Is overlap analysis a consideration in final
 recommendations? NO

Remarks More than one p/d in 1/4 —
 Non-irrig uses —
 Special overlap condition —
 Other —

Conditions -

Measuring device —
 W.Master control —
 Overlap —
 Water quality ROB
 Other —

Dates/Misc. -

Water Dist —
 App Rec'd ✓
 Proof Rec'd ✓
 Exam Made ✓

Comments/Memos needed:

License	<u>✓</u>	Paragraphs	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
10-day	<u>—</u>	Paragraphs	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>
30-day	<u>—</u>	Paragraphs	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>	<u>—</u>

Special correspondence req'd? —

Stage: LICENSE

Audit: 04/29/92 CURTIS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 4 1990

Department of Water Resources

A. GENERAL INFORMATION

1. Owner: Robert S. ^{and} / or Adella S. Luntz Permit No. 47-7580
Current Address: Rt. 3, Box 240, Buhl ID. 83316 Phone No. 543-8334
2. Accompanied by: Robert Luntz EXAM. DATE: 10-27-87
Address: Same as Above Phone No. 543-8334
Relationship to Permit Holder: Same
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 947-07115F, 47-07205, 47-7826

☐ Copies Attached
2. Other water rights with same point of diversion: Same as Above

☒ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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

Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached ☒ 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).

System Description (continued)

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

Two Artesian, Geothermal, Flowing Wells 6"x530' and 6"x850'
are connected via pipelines and valves to Multiple uses
Consisting of Irrigation of Orchard, gardens & lawn, heating of a
Metal Bldg, House, Garage, greenhouse & Processing room, Swimming pool
The overflows well as some direct flow is used for growing and
Propagating Tropical and Warm Water fish. This license will
Cover some of these uses not covered on previous license is
47-07115E and 47-07205. The balance of the additional uses are covered
under 47-7826, Temp. of Both wells 89°F

☐ See Remarks on page 4 for continuation

4. Shut-in Pressure of #1 56 psi #2 47 psi

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

N/A

*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
#1		NW	SE	NE	9	9S	14E	Twin Falls	ASCS Aerial Photo (aka Harbstwen)
#2		SW	SE	NE	9	9S	14E	" "	" " " Luntay well

Kerpa
Luntay

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	
9S	14E	9				H/R													

Do not use this space

D. FLOW MEASUREMENTS

☒ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Bucket /stopwatch						
Orifice (nozzle Press.)						
IN-Line		Badger	M0555134			

2. Measurements:

See Attached sheets.

Pressure and Totalizing meter readings were taken by Col. Ken Herbst from Dec 9, 1973 To July 1, 1987. Instantaneous flow measurements were taken during 1973 + 1974. Shut-in pressure measurements were taken between 1984 + 1987. These records have been copied for Dept files. Originals are in possession of Mrs. Herbst who still lives on 572. (See 47-7826)

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method:

Bucket /stopwatch Orifice (NOZZLE Pressure)

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional) N/A

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 See Attached sheets

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = .18 \text{ Acres} \times 4 \text{ AF/ann/acre} = .72 \text{ AF/ann}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .03 \text{ cfs} \times 246 \text{ days/ann} \times 1.9835 = 14.6 \text{ AF/ann}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = .72 \text{ AF/ann}$

2. Volume Calculations for Other Uses: N/A

H. REMARKS AND OVERLAP REVIEW ANALYSIS

The domestic right for this house is covered under adjudication Claim # A47-12639 so is not covered under this report.

#1 Well is the primary source for all uses except the 95 tropical fish ponds near the #2 well, by turning valves either well can be used for any of the uses.

47-7205 covers Agriculture and irrigation from well #2 (Luntay)

See copy of Exam Enclosed: Since the wells have been interconnected

47-7115 covers early irrigation & domestic from well #1 (Harbst) or Karp #1

47-7580 covers Commercial, Recreation & heating with #1 well as primary source #2 well as backup.

47-7826 covers Additional Agriculture and irrigation uses with #1 well as primary source #2 well as backup.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Commercial	Jan 1	Dec 31	0.05 cfs	16 AFA
Heating	Oct 1	May 1	0.10 "	37.6 AFA
Recreation	May 1	Sept 30	0.20 cfs	28.1 AFA
Totals:			0.20 cfs	81.7 AFA

2. Recommended Amendments

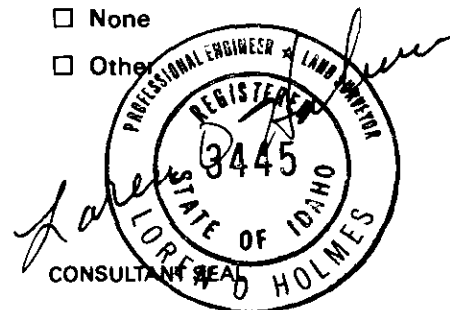
- ☐ Change P.D. as reflected above ☒ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

☐ None

☐ Other

J. AUTHENTICATION

Field Examiner's Name TERRY Blau
Signature [Signature]
Certification Date 4/16/90
Field Report Preparation Date 8-22-90



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

RECEIVED 10/1/90

10/1/90

Typ 9S. Reg 14E.

47-7580

4 3
9 10

147-A
A-50

146-A
A50

Kerpahl
or Harbst
U.S. well

Luntz well

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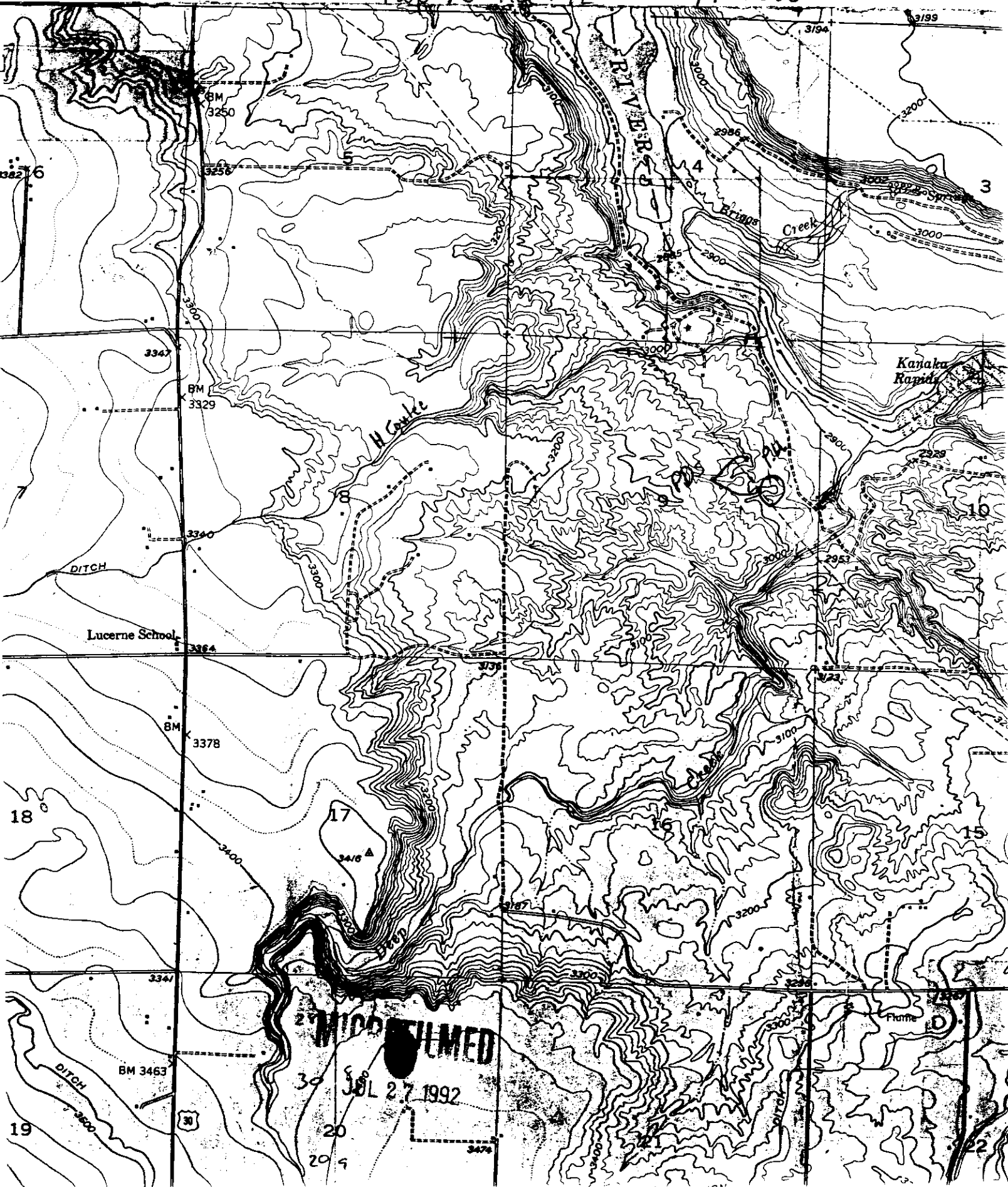
JUL 27 1992

149A
A66

149A

Tw 9S R 14E

47-7580



47-7580

Kerpa # 1 AKA
Harbst well
Shown on Field
report as PO#1.

Luntay well or
P#II

2" Valve to Junction box
Serves as backup to well
on this field report

Packing + Washing area
for Aquaculture products
Left side of photo

Heated growing bed on Right
side of photo.

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JUL 27 1992

47-7580



Holding, sorting
Packing + Shipping
Facility



HOUSE heated
under 47-7580



Metal Building heated
under 47-7580

11/11/92

JUL 27 1992
Recreational use
under 47-7580



Supplemental Calculation and Measurement Sheet

Lunty Exam 10-27-87

Permit # 47-7580 Page 1

Commercial: 64 - 10 gal. holding and sorting tanks for tropical fish, snails and aquatic plants.

Volume to be included under pond volume on permit 47-7826.

Total flow through rate of 0.576 C.F. in 26 sec. = 0.022 cfs.

SINK used for cleanup & washing Aquarium plants etc.

$$0.576 \text{ CF in } 19 \text{ sec} = 0.03 \text{ cfs}$$

$$\text{Total Q Commercial } .02 + .03 = \boxed{0.05 \text{ cfs}}$$

Vol. Commercial:

From records approx 9600 bunches of Aquarium

Plants washed/year at 2 gal/bunch = 19,200 gal/ann +

3-30 gal. holding tanks are filled approx 36 times/year

to hold plants prior to shipping. + Approx. 1000 gal/

year used for cleanup = 19,200 gal + 3240 gal + 1000 gal = 23,440 gal

$$+ (.022 \text{ cfs} \times 448.8 \frac{\text{gal}}{\text{min}} \times 60 \frac{\text{min}}{\text{hr}} \times 24 \frac{\text{hr}}{\text{day}} \times 365 \frac{\text{days}}{\text{yr}} = 5,189,564)$$

$$\text{Total} = 23,440 \text{ gal} + 5,189,564 \text{ gal} \div 325,851.5 \frac{\text{gal}}{\text{AF}} = \boxed{16 \text{ AF/ANN}}$$

Heating: House 2800 sq-ft. including insulated garage

(Pipes through concrete slab) Meas. 0.576 C.F. / 19 sec = 0.064 cfs

$$\text{Vol.} = 0.064 \text{ cfs} \times \frac{60 \text{ sec}}{\text{min}} \times \frac{60 \text{ min}}{\text{hr}} \times 24 \frac{\text{hr}}{\text{day}} = 5,529.6 \frac{\text{CF}}{\text{day}}$$

$$\text{Nov. 1 - Mar. 30 Full Flow 150 days} \times 5,529.6 \frac{\text{CF}}{\text{day}} = 829,440 \text{ CF/ANN}$$

$$\text{Oct. + Apr } \frac{1}{2} \text{ full flow 60 days} \times 2,764.8 \frac{\text{CF}}{\text{day}} = 165,888$$

$$\underline{995,328 \text{ CF/ANN}}$$

Greenhouse: Slab heating 35' x 15' 9"

$$\text{Meas. } 0.1352 \text{ CF/8 sec} = 0.0169 \text{ cfs}$$

$$\text{Growing tray heating} = 0.0045 \text{ cfs}$$

$$28' \times 28' \text{ Metal Bldg Slab } 0.1352 \text{ CF/8 sec} = 0.014 \text{ cfs}$$

$$\text{Total Q Heating} = 0.064 \text{ cfs} + 0.0354 \text{ cfs} = 0.0994 \text{ allow } 0.1 \text{ cfs (CONT.)}$$

NOT FILLED

JUL 27 1992

Supplemental Calc. & Meas. Sheet

P. 2

Lunten Exam 10-27-97 Permit # 47-7580

Heating Vol:

$$0.0354 \text{ cfs} \times \frac{60 \text{ sec}}{\text{min}} \times 60 \frac{\text{min}}{\text{hr}} \times 24 \frac{\text{hrs}}{\text{day}} \times 210 \frac{\text{days}}{\text{yr}} = 642,298 \frac{\text{cf}}{\text{ann}}$$

$$\text{TOTAL ANN. VOL heating} = (642,298 \frac{\text{cf}}{\text{ann}} + 995,328 \frac{\text{cf}}{\text{ann}}) \div 43,560 \frac{\text{cf}}{\text{af}} = 37.6 \frac{\text{af}}{\text{ann}}$$

NOTE: Water used for heating is also used for Aquaculture under 47-7205 + 47-7826

Recreation: 16' X 32' Swimming Pool

With an 8' X 8' Entry with steps leading into pool. The pool has a sloping bottom leading to an 8' deep section. Approximate volume is 2284 C.F.

During the home heating season, the water used to heat the house is discharged into the pool and used to propagate fish. During the Spring Summer & Fall the pool is emptied about three/week which takes approx. 5 hrs at which time there is no inflow. The flow rate to fill the pool is 5 gal in 3 sec = .22 cfs or 100 gpm.

After filling the valve is turned down to that necessary to maintain a comfortable temperature normally or .09 cfs. Allow: .20 cfs Amt. filed on.

MODIFIED

Recreation Vol.:

JUL 27 1992

$$\text{To fill pool } 2284 \text{ CF} @ .2 \text{ cfs} = 3.2 \text{ hrs} \times 2 \frac{\text{times}}{\text{wk}} \times 22 \text{ wks} = 140.8 \frac{\text{hrs}}{\text{ann}} @ .2 \text{ cfs} = 101,376 \frac{\text{CF}}{\text{ann}}$$

$$\text{Maintenance flow } 153 \text{ days/ann} \times 24 \frac{\text{hrs}}{\text{day}} (-10 \text{ hrs/wk [draining time]} \times 22 \text{ wks}) = 3,452 \text{ hrs/ann} @ .09 \text{ cfs} = 1,118,448 \frac{\text{CF}}{\text{ann}}$$

$$\text{Total Vol} = 101,376 \frac{\text{CF}}{\text{ann}} + 1,118,448 \frac{\text{CF}}{\text{ann}} \div 43,560 \frac{\text{cf}}{\text{af}} = 28.1 \frac{\text{af}}{\text{ann}}$$

This water also used for Aquaculture under Permit 47-7826.

North
Tropical
Fish
Ponds

Orchard

(South
Tropical
Fish
Ponds

Garden

Meta
Shed

Pool

Pool

Drain

Garage

Greenhouse

House

Swimming Pool

Pools,
House and
Greenhouse
Drain

Swimming Pool Drain

South Fish Ponds Drain

47-07580

Commercial
Heating
Recreation



Robert S. & Adella S. Lunney
Sketch - Not to scale

North Fish Ponds Drain

Driveway

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JUL 27 1992

Drain to Deep Creek

Pond

Pond

Pond

Drain
to Deep Creek

Harbor Well Records

FEB 74		Time	PSI	gal x 1000	gal x 1000	gpm
13	~~1930~~	1615	35	20677	18.4	315
14		1930	35	31193	18.9	320
15		1830	35	31625	18.8	320
16		1800	35	32070	18.9	320
17		1830	35	32536	19.8	310
18		1830	35	32990	18.9	315
19		1800	35	33424	18.5	315
20		1915	35	33898	18.0	
21		~~1645~~	35	34302	18.6	
22	15.5	2115	35	34834	18.7	
23	19.45	1610	34	35190	20.4	
24		1730	34	35709	17.0	
25		1835	34	36135	18.0	
26		1745	34	36548	19.3	
27		1630	35	36993	18.6	
28		1755	35	37468	18.8	
1 Mar	11.25	2100	34	37975	19.1	
2	18.75	1840	34	38380	19.0	
3		1850	34	38835	19.0	
4		1620	34	39238	18.0	
5		2000	35	39754	18.7	310
6		1830	35	40173	18.6	315
7		1845	35	40625	18.6	310
8		2000	35	41117	18.4	
9		1800	35	41508	18.6	
10		1800	35	41954	18.5	315

$$\frac{519 \text{ gal} \times 1000}{25.3 \text{ hrs}}$$

$$= \frac{20.5 \text{ gal/hr}}{60 \text{ min/hr}} = 342 \text{ gpm}$$

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Harbst Weas Records

	Time	#	Counter ^{8941 X 1000} Flow
9 Dec 73	1810	40	599 (Hv) <u>480/min</u>
10 "	1700	37	1045 (19.3) 420/min
1 "	1630	36	1501 (19) 420/min
2 "	1700	36	1983 (20) 320/min
13 "	1830	36	2481 (20.3) 340/min
14 "	1700	35	2916 (18.1) 340/min
15 "	1720	35	3390 (18.9) 320/min
16 "	1800	35	~~364~~ 330/min
18 "	1040	36	4654 (19.7) 320/min
18 " 48	1700	36	4776 (17.4) 320/min
19 " 10/27	1630	36	5231 (19) 320/min
21	2200	35	6277 (19.7) 330/min
24	1000	35	7417 (19) 330/min
26	1230	35	8386 (19.2) 320/min
27	1430	35	8884 (18.8) 330/min
29	1800	35	9878 (19.1) 330/min
30 "	2000	35	10374 (19.1) 330/min
31	1600	35	10754 (19) 330/min
Jan 74	2350	35	11365 (19.1) 330/min
6	1400	35	1274 320/min
7	1600	35	13967 (19.1) 330/min
9	1400	35	14838 (19) 320/min
10	1615	34	15343 (19.4) 320/min
11	1500	35	15779 (19) 320/min
11	1700	34	17090 (19) 320/min

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From Monitoring Records
Luntay well 10-7-87 temp 89.6 Press 46.8 Shut in.
1-4-87 " " " 46.8 Shut in.

Harest 7-1-87 60 psi Shut in Flow 1230 gpm Temp 89.

Shed heater 0.1352 cf air 10 Sec. .0135^{cf/s} in Small Rad Pool

Harest well in Lg Rad 2" inlet .576 cf in 6 Sec. .1ct3 Small Rad 360 gal

" " Small 1 3/4" inlet .576 cf in 3 Sec. .19ct3 Large Rad 5430

Luntay well in Lg Rad pool 2" " in 5 Sec. .15ct3 17.5' dia dept 42"

Harest well in Small Rad .576 cf in 6.5 Sec. .09ct3

Rate of flow for filling Pool 540' / 3 Sec = 100 gpm = .022 cfs

" " " for Pool Flow Thru 540' / 7 Sec = 43 gpm = .09 cfs

house heating - harest well " " 9 Sec .064 cfs

NOV 1 - MAR 30 Full Flow

Oct 1/4 of "

Apr 1/4 of "

Commercial

6 house - slab heating .1352 cf 8 Sec. .02

Commercial Tanks in G home .576 cf in 26 Sec. .02 cfs

64 Commercial 10 gal tanks 640 gal

35' x 15' 9"

House heating 2800 inc garage

Front door port 4' x 2' x 2'

Metal Bldg - 20 x 28 - Commercial heating

Spr 4 @ 9/64 45 gpm $\frac{3.8 \text{ gpm}}{15.52 \text{ gpm}} = 189 \times 50' - 8' \times 189 \text{ d m m m m}$
= .18 Ac

Growing Trans heating 2 gpm

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Commercial washing plants 2 gal each

JUL 27 1992

19, 146 + 90 x 36 water holding tanks

Plant Washing - Commercial

8-21-90
Lunkey

Period Covered By Invoices	Invoice Numbers	Number of Invoices with Plant Sales	Number of Days in Period Covered	Bunches of plants Sold During Period	Average Number of Plant Bunches Sold Daily
2-13-83/4-20-83	5051/5100	27	67	137	20.49
4-20-83/5-26-83	4101/4150	30	36	155	43.11
8-16-83/10-17-83	4051/4100	33	63	950	15.08
		<u>90</u>	<u>166</u>	<u>3875</u>	<u>26.23</u>

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JUL 27 1992

Average bunches plants sold per day $26.23 \times 365 = 9573$ bunches
sold per year

(Assuming 2 gallons water needed to wash each bunch $(9573 \times 2) = 19146$
gallons per year

RECEIVED

AUG 23 1990

Department of Water Resources
Southern Region Office

making 36 trips annually to Boise, Denver and Idaho Falls
using 90 gallons water for holding plants prior to
packaging $36 \times 90 = 3240$ gallons

Washing
Holding

Total
19146
3240
<u>22,386</u>

Swimming Pool Data

8-22-90
Prepared by
R.S. Hunter

JUL 27 1992

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1 Time required to empty pool

5 hours - about 47 gal per min.

2 Pool filling

100 gal per minute

Time required - about 140 minutes

3 Pool maintenance - flow through to keep water warm

43 gal per minute



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 22, 1990

Robert S. Luntley
4595 River Road, Route 3
Buhl, Idaho 83316

Re: Licensing of permits 47-7580 and 47-7826

Dear Mr. Luntley:

Your letter of January 23, 1990, expresses concern that licenses have not yet been issued for several of your permits even though the proof of beneficial use examination was completed more than two years ago. As you observed, the examinations were completed by an employee who has subsequently been promoted to a new assignment. The employee is still responsible for completing the projects he had started as he phases into his new assignment. Processing of your filings will be completed soon.

Your letter also included several questions about the water right licensing program and whether the department's resources are adequate to accomplish the program. A significant backlog of proof of beneficial use examinations and unissued licenses developed in the early 1980's as a result of increased numbers of filings and a reduction in IDWR staff because of state government funding shortages. Changes to the statutes in 1986 provide for a proof of beneficial use fee to fund field examinations and prepare the information necessary to issue licenses.

IDWR's goal is to complete licensing within the year that proof was filed and the field examination is made. The backlog has not been eliminated, but funds are available from the user fees to again employ additional temporary staff during the upcoming field season. Because of the specific user fee associated with this program, IDWR has not sought funding from the state's general funds for additional staffing.

I appreciate your interest in IDWR's programs and apologize for any inconvenience the licensing delay may have caused you.

Sincerely yours,

MICROFILMED

NORMAN C. YOUNG
Administrator

NCY:dc
cc Loren Holmes

JUL 27 1992

4595 River Road = Rt. 3
Buhl, Idaho 83316
January 23, 1990

RECEIVED
JAN 25 1990

Director
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720

Department of Water Resources

Dear Mr. Higginson:

In October 1987 a field examination was made of our use of water under several permits which we hold. It is now more than two years since that examination was made and no license has been issued. It is my understanding that the individual who made our examination has been assigned to other work and that there is no one else available to complete that project.

Can you please provide me with the following information:

1. What is the length of time normally allowed to issue a license after the field examination is completed?
2. Has the Department of Water Resources asked for additional staff to complete these kinds of projects?
 - a. If so, was the request granted?
 - b. If not, at what level was the request rejected, i.e., Governor's budget or legislature?

Sincerely yours,

Robert S. Hunter

Copy to: Senator Noh

1/24/90

3/1/90

4/86

RECEIVED

AUG 13 1987

Department of Water Resources
Salem, Oregon Office

AUG 13 1987

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only
 Fee Received 8/13/87 \$50 =
 Date 8/13/87
 Receipt # 45140
 Receipt by LH
 Sent to S.O. 8/17/87

1. Permit No. 47-7580

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: Robert Luntley3. Post Office Address: Rt 3 Box 240 Buhl ID 83316Telephone No. 543-83344. Source of Water: Groundwater

5. Extent of Use:

Domestic 1 (No. of households) Stockwater _____ (No. and type of stock)Irrigation _____ (acres) Other/Remark Commercial, Heating,Recreation6. Total rate &/or volume for which proof is submitted .20 cfs _____ acre-feet

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

1982

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

Permit Holder

(Name)

(Address)

(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.)

Date Aug. 13, 1987

Robert S Luntley
 Signature of Permit Holder (and title, if appropriate)

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.



DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83
(208) 734-3578

August 11, 1987

47-7580
Robert S. Luntney
Rt. 3 Box 240
Buhl, ID 83316

138862

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

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

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

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

MICROFILMED

JUL 27 1992

Examination Fee Notice
Page 2

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

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

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

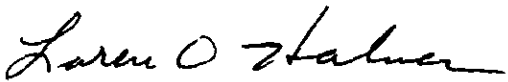
FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

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

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

Southern Region
Idaho Dept. of Water Resources
2148 4th Avenue East
Twin Falls, ID 83301
Phone: 734-3578

Sincerely,


LOREN HOLMES
Southern Region Supervisor

Enclosures

MAILED
JUL 27 1992

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

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

MARCH 13, 1986

ROBERT S. LUNTEY
RT. 3 BOX 240
BUHL

ID 83316

RE: Permit No. 47-7580

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 27 1992



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

March 3, 1986

Robert S. and/or Adella S. Luntey
Rt. 3, Box 240
Buhl, ID 83316

Dear Mr. and Mrs. Luntey:

Re: Permit Nos. 47-7580 & 47-7826

This office acknowledges receipt of the proof of beneficial use forms submitted for the above-referenced permits.

Before licenses will be issued, the department must conduct a field inspection to determine the extent of use and rate of diversion. I cannot tell you just when these inspections will be made, but our representative will try to contact you to schedule a convenient time. If you have any questions concerning this field inspection, please feel free to contact our Southern Regional office in Twin Falls, Idaho.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

CC: Southern Region

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
JAN 13 1986

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. 47-7580

Name(s) of Permit Holder: Robert S. Luntey

Post Office Address: Rt. 3, Box 240, Buhl, Idaho 83316

Telephone No. (208) 543-8334

Source of Water: Groundwater (warm artesian well) located SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 9 Township 9S Range 14E B

Extent of Use:

Domestic	<u>0.04 cfs 1 household</u>	<u>(number of households)</u>
	<u>Jan. 1-Dec. 31 completed June 1977</u>	
Commercial	~~xxxxxxx~~ <u>0.05 cfs Jan. 1-Dec. 31</u>	<u>(number and type of stock)</u>
	<u>completed facilities in 1980 for processing tropical fish and aquarium plants for</u>	
Heating	~~xxxxxx~~ <u>0.20 cfs Jan. 1 - Dec. 31 House and garage heating</u>	<u>(acres)</u>
	<u>completed June 1977. Greenhouse heating completed 1980</u>	<u>sale.</u>
Recreation	~~Other Remarks~~ <u>0.20 cfs Jan. 1 - Dec. 31. Swimming pool completed</u>	
	<u>summer of 1978</u>	

Indicate the date water was first diverted and beneficially used under this permit: Pipeline from well constructed 1973. First beneficial use under this permit began Dec. 1976 with house & garage heating

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

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No All uses can be measured at water exit pipes

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

Robert S. Luntey

(Name)

Rt. 3, Box 240 Buhl, Idaho

(Address)

(208) 543-8334

(Telephone Number)

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

January 9, 1986
Date

Robert S. Luntey
Signature of Permit Holder (and Title, if appropriate)

MICROFILMED

3-3-86
JH

PS, 3611, July 1962

- **SENDER:** Complete Items 1, 2, 3, and 4.
Add your address in the "RETURN TO" space on reverse.

(CONSULT POSTMASTER FOR FEES)

1. The following service is requested (check one).
☐ Show to whom and date delivered \$
☐ Show to whom, date, and address of delivery .. \$
 2. ☐ **RESTRICTED DELIVERY** \$
 (The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$ _____

3. ARTICLE ADDRESSED TO:

Robert S. Luntey
Adeslla S. Luntey

4. TYPE OF SERVICE:

- ☐ REGISTERED ☐ INSURED
☒ CERTIFIED ☐ COD
☐ EXPRESS MAIL

ARTICLE NUMBER

138580

(Always obtain signature of addressee or agent)

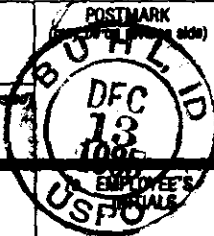
I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

5. *Adeslla S. Luntey*
DATE OF DELIVERY

6. ADDRESSEE'S ADDRESS (Only if requested)

7. UNABLE TO DELIVER BECAUSE:



RETURN RECEIPT

47-7826, 47-7580 (1dt)

☆ GPO: 1962-379-563

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS



PENALTY FOR PRIVATE
USE, \$300

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete Items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested"
- adjacent to number.

**RETURN
TO**

DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

NAME AND ADDRESS OF SENDER

DEPARTMENT OF WATER RESOURCES

STATE HOUSE

BOISE, IDAHO 83720

Indicate type of mail
☐ Registered
☐ Insured
☒ COD
☐ Certified
☐ Express MailCheck appropriate block for Registered Mail:
☐ With Postal Insurance
☐ Without Postal Insurance

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

Line	Number of Article	Name of Addressee, Street, and Post-Office Address	Postage	Fee	Handling Charge	Act. Value (If Regis.)	Insured Value	Due Sender If C.O.D.	R. R. Fee	S. D. Fee	S. H. Fee	Reg. Del. Fee	Remarks
1	138578	Dan C. Skeem Wayne B. Skeem Route 3 Buhl, ID 83316	47-7562	39	3975			70					
2													
3	138579	Steven R. Davis Genevieve Davis 936 Katherine St. Buhl, ID 83316	47-7754	39	3975			70					
4													
6	138580	Robert S. Luntley Adella S. Luntley Route 3 Box 240 Buhl, ID 83316	47-7826	39	3975			70					
7													
8		Porter H. Pringle Mac Bell Pringle P.O. Box 7 Kimberly, ID 83341	47-7576	39	3975			70					
9	138581												
10													
11	138582	Ted Eastman Harold Green Route 3 Buhl, ID 83316	47-7778	39	3975			70					
12													
13		Alpha L. Woodman Paul W. Flint David B. Flint Route 3 Box 422A Buhl, ID 83316	47-7354	39	3975			70					
14	138583												
15													
Total Number of Pieces Listed by Sender		Total Number of Pieces Received at Post Office		POSTMASTER, PER (Name of receiving employee)		The full declaration of value is required on all domestic and international registered mail. The maximum indemnity payable for nonnegotiable documents is \$50,000 per piece subject to a limit of \$500,000 per occurrence. The maximum indemnity payable on Express Mail merchandise insurance is \$500. The maximum indemnity payable is \$25,000 for Registered Mail, \$400 for C.O.D. and \$400 for Insured Mail. Special handling charges apply only to Third- and Fourth-Class parcels. Special delivery service also includes special handling service.							
33													

FORM MUST BE COMPLETED BY TYPEWRITER, INK OR BALL POINT PEN

U. S. GOVERNMENT PRINTING OFFICE: 1964 O - 350-000

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

December 12, 1985

CERTIFIED MAIL

Robert S. Luntney
Adella S. Luntney
Route 3 Box 240
Buhl, ID 83316

RE: Water Right Permit No. 47-7826 & 47-7580

Dear Mr. & Mrs. Luntney:

Enclosed is an Order issued by the Director of the Department of Water Resources affecting pending applications for permit to appropriate the public waters of the State of Idaho and existing permits for which proof of beneficial use has not been submitted to the Department.

Also enclosed is a proof of beneficial use form which must be filled out and returned by permit holders in order to comply with the enclosed order.

As a permit holder, you should be aware that provisions of section 42-237e, Idaho Code, provide you may contest such requirements pursuant to section 42-1701A(3) and request a hearing on the matter, provided that the request is received by the Department within fifteen (15) days after the receipt of the Order. The request for hearing must be in writing and must state the reasons for contesting the requirements of the Order.

If you have any questions or need assistance, contact either the Regional Office in Twin Falls (phone 734-3578) or the State Office in Boise.

Sincerely,

L. Glen Saxton

L. GLEN SAXTON, Chief
Operations Bureau

LGS:ldt (P1-1.53)

Enclosures

CC: IDWR - Southern Region

RECEIVED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF GROUND WATER	)	
DEVELOPMENT IN THE BANBURY HOT	)	ORDER
SPRINGS GROUND WATER MANAGEMENT	)	
AREA, TWIN FALLS COUNTY.	)	
	)	

This matter having come before the Director of the Department of Water Resources following investigation by the Department staff, the Director finds as follows:

1. The Banbury Hot Springs Ground Water Management Area (Banbury Management Area) was created on April 12, 1983 by Order of the Director of the Department of Water Resources (Director) pursuant to the provisions of Section 42-233b, Idaho Code.

2. The Department has monitored wells in the Banbury Management Area, prior to and subsequent to designation of the area, and the wells continue to show a decline in pressure.

3. Department records show that there are numerous permitted but not yet developed water uses and projects within the Banbury Management Area.

CONCLUSIONS OF LAW

Based on the foregoing findings of fact, the Director makes the following conclusions of law:

1. Idaho Code § 42-237a(g) (1977 and Supp. 1985) empowers the Director of the Department of Water Resources, "To supervise and control the exercise and administration of all rights hereafter acquired to the use of ground waters and in the exer-

cise of this power he may be [by] summary order, prohibit or limit the withdrawal of water from any well during any period that he determines that water to fill any water right in said well is not there available."

2. Idaho Code § 42-237a(g) further provides that, "Water in a well shall not be deemed available to fill a water right therein if withdrawal therefrom of the amount called for by such right would . . . result in the withdrawing [of] the ground water supply at a rate beyond the reasonably anticipated average rate of future natural recharge."

3. Idaho Code § 42-1805 (Supp. 1985) provides in part as follows:

In addition to other duties prescribed by law, the director of the department of water resources shall have the following powers and duties:

.

(7) After notice, to suspend the issuance or further action on permits or applications necessary to protect existing vested water rights or to ensure compliance with the provisions of chapter 2, title 42, Idaho Code, or to prevent violation of minimum flow provisions of the state water plan.

4. Based upon presently available data, the ground water supply within the Banbury Management Area is being withdrawn at a rate beyond the reasonably anticipated average rate of future natural recharge.

5. The Director has a duty, pursuant to Idaho Code §§ 42-237a(g) and 42-1805, to stay the approval of any pending applications for permit to appropriate ground water within the

Banbury Management Area, and to order the suspension of any further development under existing permits to appropriate ground water within the Banbury Management Area which, as of the date of service of this order, are not fully developed.

ORDER

IT IS, THEREFORE, HEREBY ORDERED as follows:

1. As of the date of this order, approval of any pending applications for permit to appropriate ground water within the Banbury Hot Springs Ground Water Management Area shall be stayed until further order by the Director.

2. The owners of permits to appropriate ground water within the boundaries of the Banbury Hot Springs Ground Water Management Area shall cease and suspend any further development under those permits beyond the extent already developed as of the date of service of this order.

3. The owners of permits to appropriate ground water within the boundaries of the Banbury Hot Springs Ground Water Management Area, for which proof of beneficial use has not already been submitted to the Department of Water Resources, shall submit proof of beneficial use showing the extent of existing development if any, upon forms furnished by the Department, within thirty (30) days of the service of this order.

4. A copy of this order shall be served by certified mail upon the owners of all applications and permits to appropriate ground water within the Banbury Hot Springs Ground Water

Management Area, together with a letter identifying the record owner of the application or permit, the application or permit number, and a statement describing the legal recourse which may be taken by someone who objects to any provision of this order.

DATED this 4th day of December, 1985.


A. KENNETH DUNN
Director



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

NOTED

January 3, 1985

Robert S. Luntey
Route 3
Box 240
Buhl, ID 83316

Dear Mr. Luntey:

Re: Permit No. 47-7580

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to December 1, 1989.

Also enclosed is the statement of beneficial use postcard. Please be advised that this document should be submitted at the time the project is complete.

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

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

RECEIVED
JAN 10 1985



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

EXTENSION OF TIME

December 3, 1984

Robert D. Lumley
Rt. 3, box 240
Buhl, ID 83316

PERMIT NO. 47-7580

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

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

Enclosed is our receipt No. 35867

Roberta Garrett
Records Supervisor

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138279

LUNTEY, ROBERT S.
ROUTE #3, Box 240
BUHL, ID 83316

PROOF DUE NOTICE

SEPTEMBER 30, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 47-7580 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE DECEMBER 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD 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 POSTCARD 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

*Second copy of this
notice sent 11-1-84
because right holder
lost first copy per
telecon w/southwest
CU*

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

December 6, 1979

Robert S. Luntney
Route # 3
Buhl, Idaho 83316

Dear Mr. Luntney,

RE: Permit No. 47-7580

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosure

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:

47-7588

LUNTEY, ROBERT S.

ROUTE #3, BUHL, ID 83316

Source: GROUNDWATER

Date Filed: 10/05/1979

Amount: 0.20 CFS

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

Use: DOMESTIC	(0.04 CFS)	from 01/01 to 12/31
COMMERCIAL	(0.05 CFS)	from 01/01 to 12/31
HEATING	(0.20 CFS)	from 01/01 to 12/31
RECREATION	(0.20 CFS)	from 01/01 to 12/31

Place of Use: SENE Sec 09 T 09S R 14E

Diversion Means: EXISTING ARTESIAN HOT WATER WELL DELIVERING TO PIPELINE NETWORK

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 NOVEMBER 19, 1979.

C. STEPHEN ALLRED

Director

Published 11/1 & 11/8/79.

RECORDED

**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:

47-7580

LUNTEY, ROBERT S.
ROUTE #3, BUHL, ID 83316
Source: GROUNDWATER
Date filed: 10/05/1979
Amount: 0.20 CFS
Diversion Point: SENE Sec
09 T 09S R 14E, TWIN
FALLS Co.

Use: DOMESTIC (0.04 CFS)
from 01/01 to 12/31
COMMERCIAL (0.05 CFS)
from 01/01 to 12/31
HEATING (0.20 CFS) from
01/01 to 12/31
RECREATION (0.20 CFS)
from 01/01 to 12/31

Place of Use: SENE Sec 09 T
09S R 14E

Diversion Means: EXISTING
ARTESIAN HOT WATER
WELL DELIVERING TO
PIPELINE NETWORK

*De
may
11/1/79*

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES
Southern Region

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

OCTOBER 19, 1979

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 NOVEMBER 19, 1979.

Yours truly,

Mary A. Hill
Mary A. Hill
Secretary

Encl.





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

November 21, 1979

Mr. Alex Schaefer
Department of Health & Welfare
Division of Environment
P. O. Box 1626
Twin Falls, Idaho 83301

Re: Application for Permit No. 47-7580 - Robert S. Luntley
37-7799 - Lynn T. & JoAnn Levy

Dear Mr. Schaefer:

Enclosed is a copy of the above referenced application for permit
for your information and files.

Sincerely,

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl: