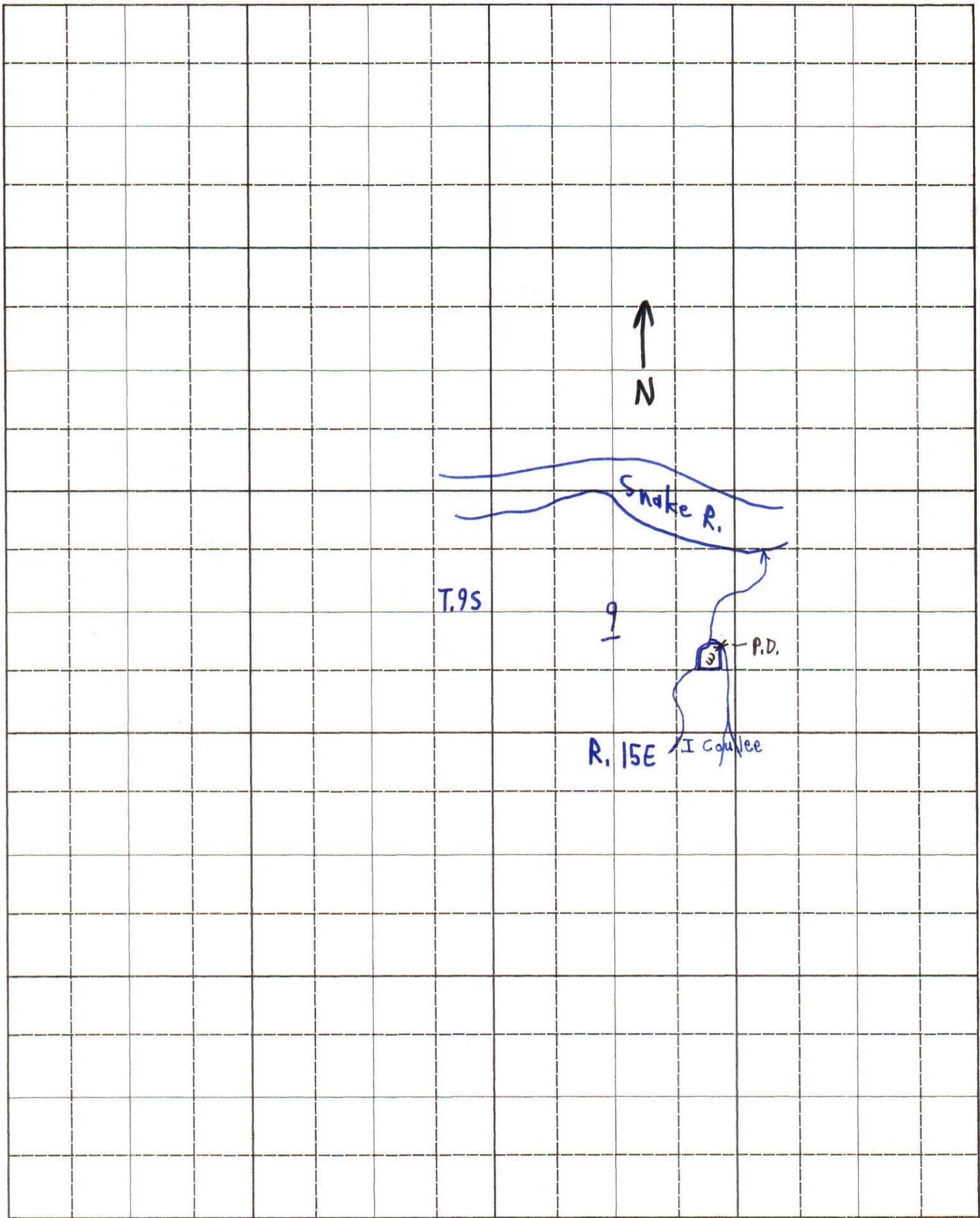


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Res W. H. Kimball
President (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.

47-7509

IDAHO PLANNING, BUILDING & MINING CORP.

250 9th Avenue East, Twin Falls, Id. 83301

Source: Wastewater tributary to Coulee

Date Filed: 03/12/1979

Amount: 0.06 CFS

Diversion Point: NESE Sec. 09 T. 09S. R. 15E., Twin Falls Co.

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

Place of Use: NESE Sec. 09 T. 09S. R. 15E. for 3 acres

Diversion Means: Pond and Pump

47-7510

IDAHO PLANNING, BUILDING & MINING CORP.

250 9th Avenue East, Twin Falls, Id. 83301

Source: Groundwater

Date Filed: 03/12/1979

Amount: 0.04 CFS

Diversion Point: SENW Sec. 21 T. 09S. R. 14E., Twin Falls Co.

Use: Domestic (0.04 CFS) from 01/01 to 12/31

Place of Use: SENW Sec. 21 T. 09S. R. 14E.

Diversion Means: Well and Pump

47-7511

IDAHO PLANNING, BUILDING & MINING CORP.

250 9th Avenue East, Twin Falls, Id. 83301

Source: Unnamed Spring tributary to Coulee

Date Filed: 03/12/1979

Amount: 0.08 CFS

Diversion Point: NESE Sec. 09 T. 09S. R. 15E., Twin Falls Co.

Use: Domestic (0.08 CFS) from 01/01 to 12/31

Place of Use: NESE Sec. 09 T. 09S. R. 15E.

Diversion Means: Collection Box, Pump, and Pipeline

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 on or before April 23, 1979.

C. STEPHAN ALLRED

Director

PUBLISH: Thursday, April 5 and 12, 1979.

Affidavit of Publication

STATE OF IDAHO,

COUNTY OF TWIN FALLS }

SS.

Nº 8156

I, Nola L. Laughlin 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 Thursdays, commencing with the issue dated

April 5, 19 79, and ending with the issue dated
April 12, 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 notice will be published.

Subscribed and sworn to before me on this

April 19 79,
12th day of

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

RECEIVED

Form 219
6/86

FEB 16 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

BENEFICIAL USE FIELD REPORT**A. GENERAL INFORMATION**

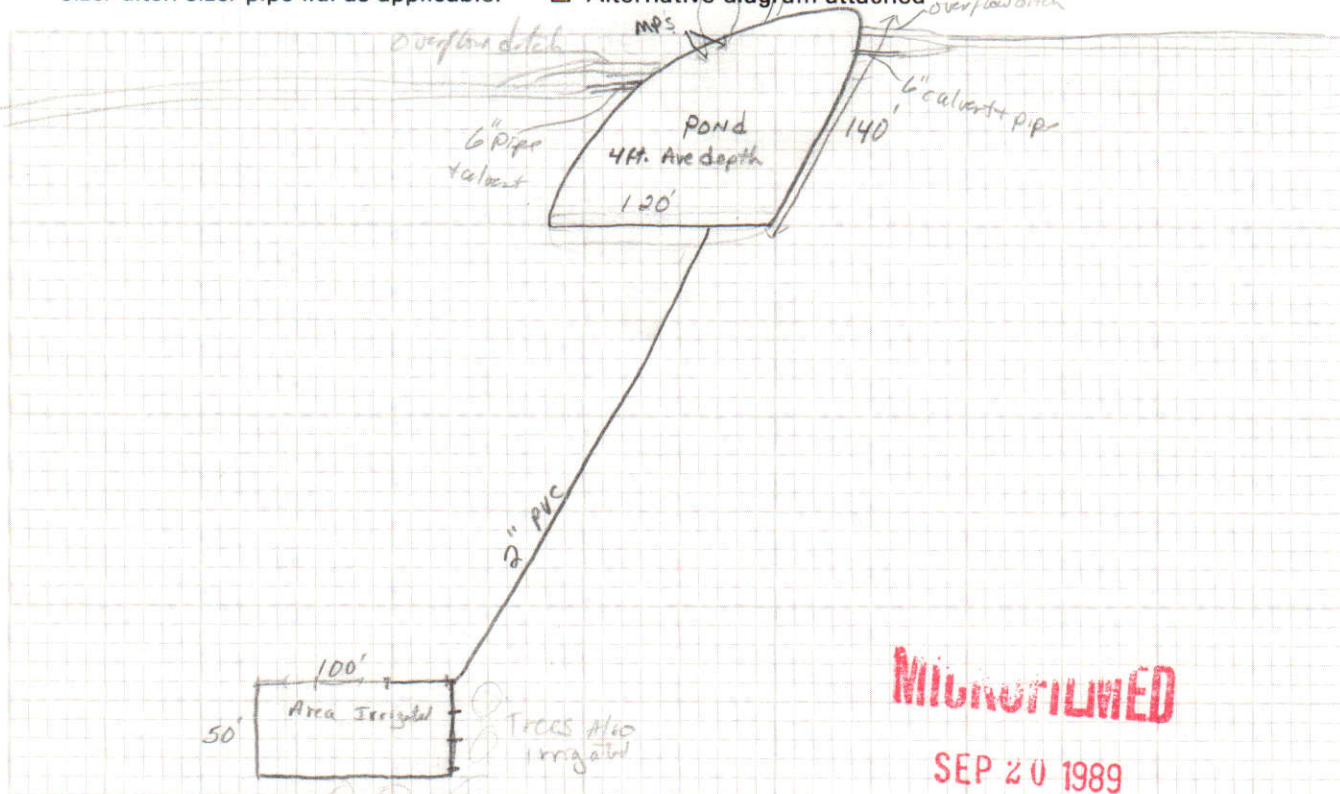
1. Owner: William I. ^{And} Margaret Watts Permit No. 47-7509
Current Address: Rt #4, Box 164A, Buhl, ID. 83316 Phone No. 543-8355
2. Accompanied by: Owner EXAM. DATE: 9/4/86
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Wastewater tributary to I. Coulee

B. OVERLAP REVIEW

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

C. SYSTEM DESCRIPTION

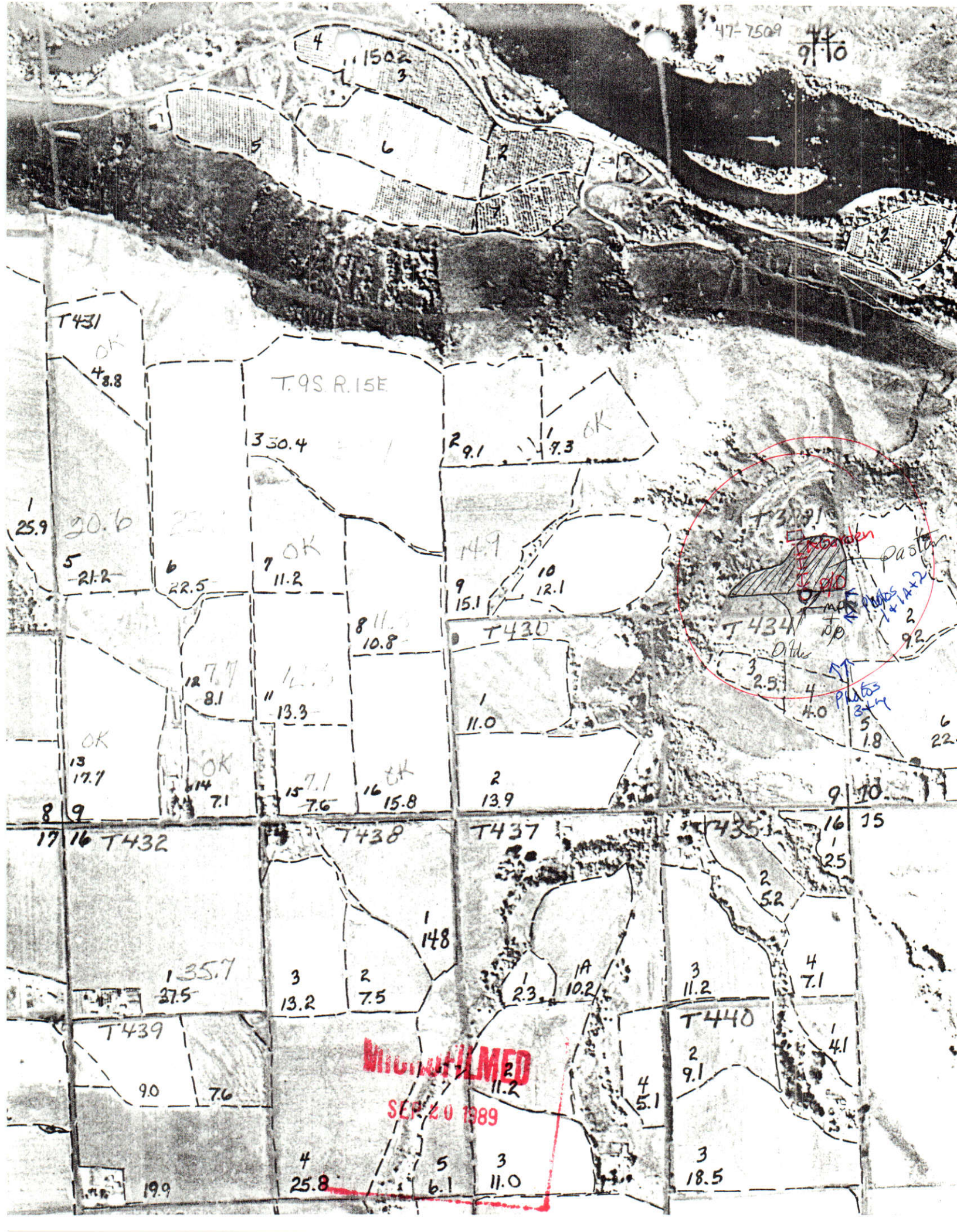
1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

**MICROFILMED**

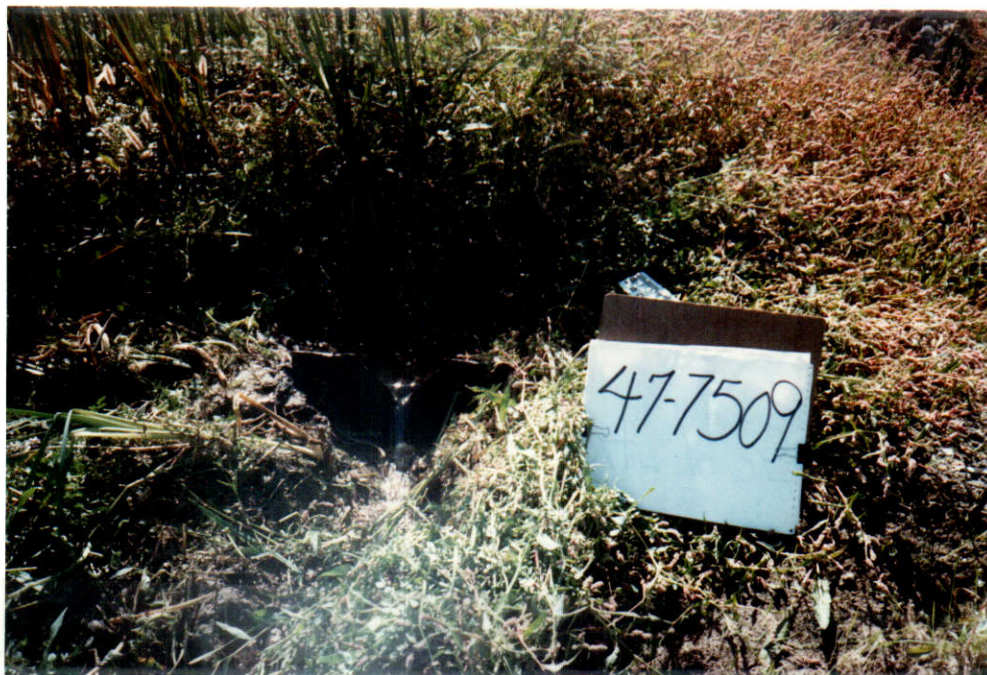
SEP 20 1989

Appor Scale: 1" = 100'

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



MICROFILMED
SEP 20 1989



9-4-86
spring discharge

MICROFILMED

SEP 20 1989

47-7509 9-14-88



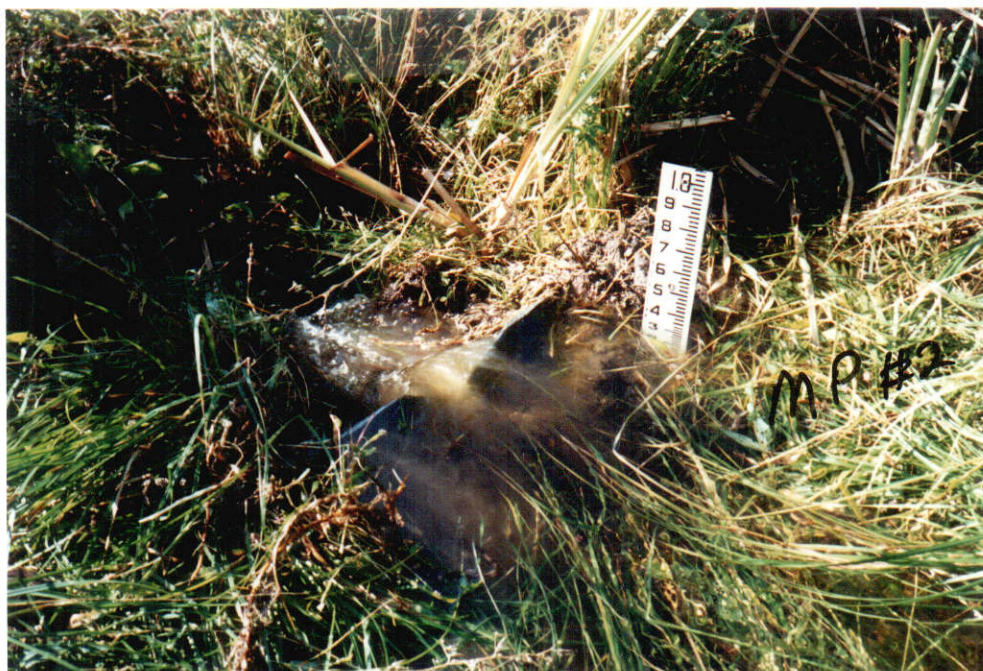
SEP 20 1989

MICROFILMED

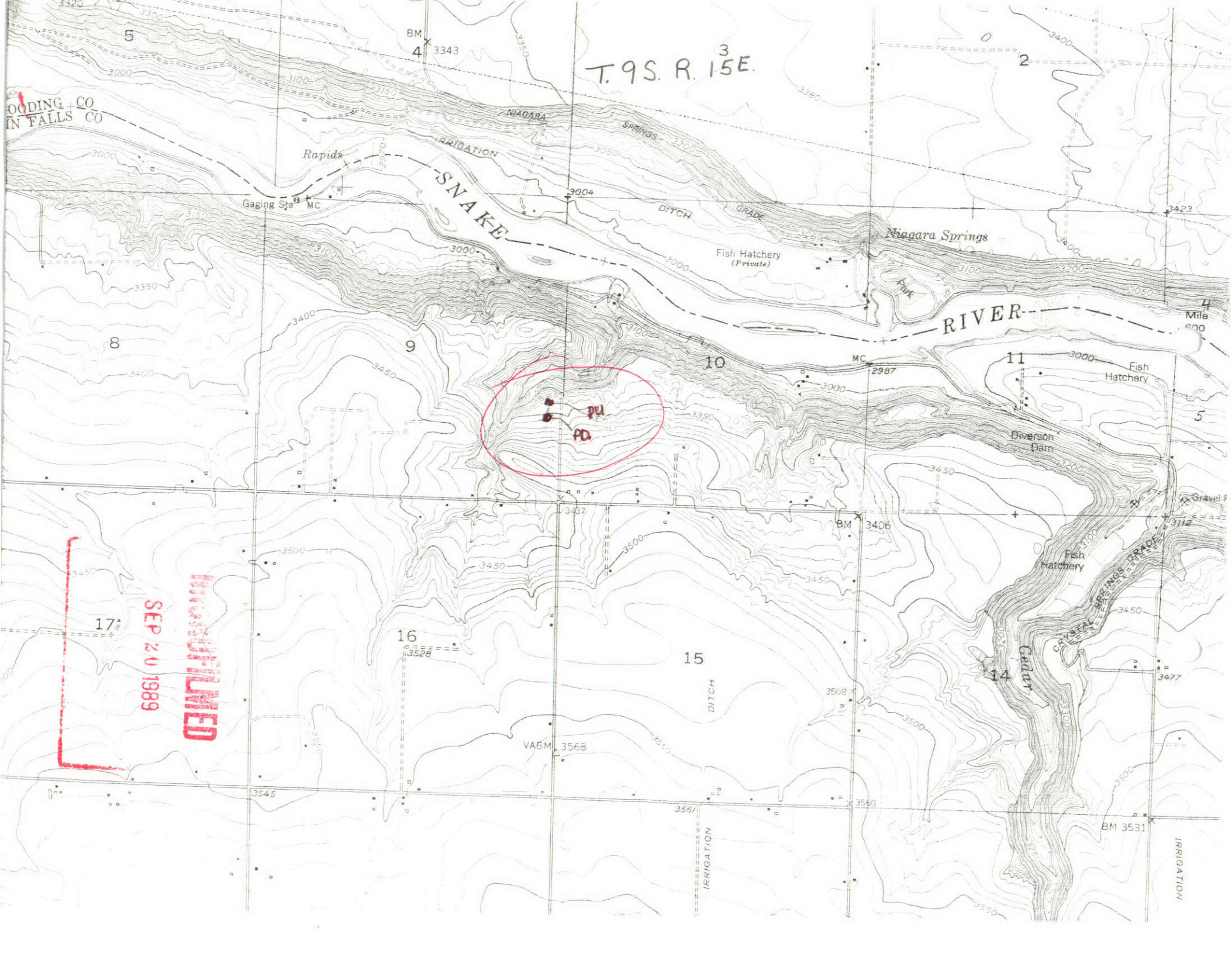
SEP 20 1989



88-41-P 9025-74



RECEIVED
FBI
JUL 10 1988



OODING CO
IN FALLS CO

T. 9 S. R. 15 E.

Snake
River

Niagara Springs

River

SEP 20 1989

RECEIVED

VA BM 3568

BM 3531



T9S. R15E

MICROFILMED

SEP 20 1989

WATER RIGHT SPLIT

SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
47-7509 Original		Idaho Planning, Building & Mining Corp.	0.06 cfs
Full Assignment		William I. &/or Margaret E. Watts	0.06

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

Idaho Planning, Building, &
I, Mining Corp., hereby assign to William I. &/or Margaret E. Watts
of 1104 W. 4250 S., Ogden, UT 84403
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 47-7509, 47-7510, 47-7511
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 30th day of September, 19 83.

RECEIVED

SEP 30 1983

Department of Water Resources
Southern District Office

Quinn A. Kimball
Permit Holder

Carol W. Kimball
Spouse of Permit Holder

State of Idaho)
County of Trinity) ss.

On this 30th day of September, 19 83, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Francis E. Clifton
Notary Public residing at
Trinity Falls, Idaho

My commission expires:

On Life

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07509

Priority: March 12, 1979

Maximum Diversion Rate: 0.06 CFS
Maximum Diversion Volume:¹ 12.0 AF

This is to certify, that WILLIAM I. WATTS
MARGARET E. WATTS

RT. 4 BOX 164A
BUHL, ID 833160000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 12, 1979; and has submitted Proof of Beneficial Use on March 21, 1984. An examination indicates that the works have a diversion capacity of .370 cfs of water from:

WASTE WATER tributary to I COULEE

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.06 CFS	12.0 AF

LOCATION OF POINT(S) OF DIVERSION: LOT 5(NESE), Sec. 9, Township 09S, Range 15E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	15E	9	LOT 5(NESE)	3		3

Total number of acres irrigated: 3

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The 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 reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

MICROFILMED

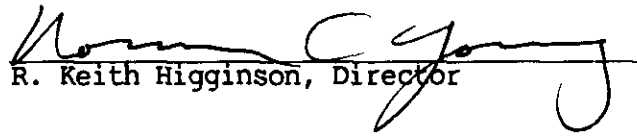
SEP 20 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 47-07509

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 29TH
day of August, 1987.

Acting for


R. Keith Higginson, Director

SEP 10 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
APPROVED
MAR 12 1979

To appropriate the public waters of the State of Idaho

Department of Water Resources
Southern District Office

1. Name of applicant Idaho Planning, Building, & Mining Corp. Phone 733-0926

Post office address 250 9th Avenue East, Twin Falls, Idaho

2. Source of water supply Waste Water which is a tributary of I Coulee

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

Range 15E B.M. Twin Falls County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.06 cfs for irrigation purposes from Mar 15 to Nov 15 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. 0.06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pond & pump

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

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

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

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ B.M.

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

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

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

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

MICROFILMED

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	SE¼	SW¼	
9S	15E	9													3				3

Total number of acres to be irrigated 3

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

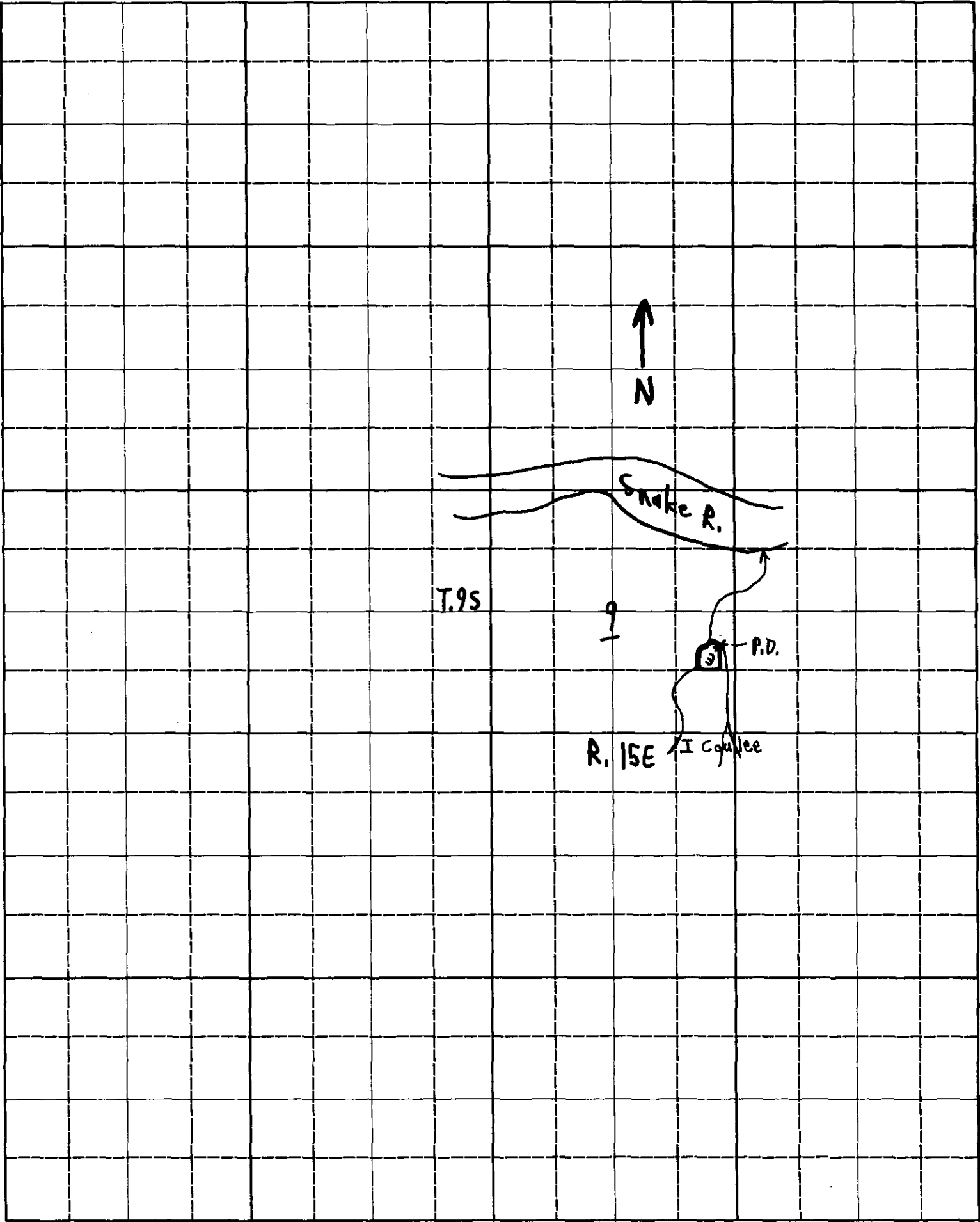
9. a. Who owns the property at the point of diversion James Paulson

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.

Res W. H. Kimball
President (Applicant)

Proposed Priority 3-12-79

Received by JA Date 3-12-79 Time 2:25 pm

Preliminary check by ADM Fee \$ 20.00

Received by JA Date 3-12-79 # 12726

Publication prepared by ADM Date 3/20/79

Published in Times news

Publication dates 3/5 + 4/12/79

Publication approved _____ Date _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JA SS

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. 47-7509, 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 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: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 2nd day of May, 19 79.

J. Glen Saylor
Chief, Operations Bureau

**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.

47-7808

IDAHO PLANNING, BUILDING & MINING CORP.

280 9th Avenue East, Twin Falls, Id. 83301

Source: Wastewater tributary to Coulee

Date Filed: 03/12/1979

Amount: 0.08 CFS

Diversion Point: NESE Sec. 09 T. 09S. R. 15E., Twin Falls Co.

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

Place of Use: NESE Sec. 09 T. 09S. R. 15E. for 3 acres

Diversion Means: Pond and Pump

47-7810

IDAHO PLANNING, BUILDING & MINING CORP.

280 9th Avenue East, Twin Falls, Id. 83301

Source: Groundwater

Date Filed: 03/12/1979

Amount: 0.04 CFS

Diversion Point: SENW Sec. 21 T. 09S. R. 14E., Twin Falls Co.

Use: Domestic (0.04 CFS) from 01/01 to 12/31

Place of Use: SENW Sec. 21 T. 09S. R. 14E.

Diversion Means: Well and Pump

47-7811

IDAHO PLANNING, BUILDING & MINING CORP.

280 9th Avenue East, Twin Falls, Id. 83301

Source: Groundwater

Date Filed: 03/12/1979

Amount: 0.04 CFS

Diversion Point: SENW Sec. 21 T. 09S. R. 14E., Twin Falls Co.

Use: Domestic (0.04 CFS) from 01/01 to 12/31

Place of Use: SENW Sec. 21 T. 09S. R. 14E.

Diversion Means: Well and Pump

47-7812

IDAHO PLANNING, BUILDING & MINING CORP.

280 9th Avenue East, Twin Falls, Id. 83301

Source: Groundwater

Date Filed: 03/12/1979

Amount: 0.04 CFS

Diversion Point: SENW Sec. 21 T. 09S. R. 14E., Twin Falls Co.

Use: Domestic (0.04 CFS) from 01/01 to 12/31

Place of Use: SENW Sec. 21 T. 09S. R. 14E.

Diversion Means: Well and Pump

47-7813

IDAHO PLANNING, BUILDING & MINING CORP.

280 9th Avenue East, Twin Falls, Id. 83301

Source: Groundwater

Date Filed: 03/12/1979

Amount: 0.04 CFS

Diversion Point: SENW Sec. 21 T. 09S. R. 14E., Twin Falls Co.

Use: Domestic (0.04 CFS) from 01/01 to 12/31

Place of Use: SENW Sec. 21 T. 09S. R. 14E.

Diversion Means: Well and Pump

47-7814

IDAHO PLANNING, BUILDING & MINING CORP.

280 9th Avenue East, Twin Falls, Id. 83301

Source: Groundwater

Date Filed: 03/12/1979

Amount: 0.04 CFS

Diversion Point: SENW Sec. 21 T. 09S. R. 14E., Twin Falls Co.

Use: Domestic (0.04 CFS) from 01/01 to 12/31

Place of Use: SENW Sec. 21 T. 09S. R. 14E.

Diversion Means: Well and Pump

47-7815

IDAHO PLANNING, BUILDING & MINING CORP.

280 9th Avenue East, Twin Falls, Id. 83301

Source: Groundwater

Affidavit of Publication

No 8156

STATE OF IDAHO.

COUNTY OF TWIN FALLS

SS.

I, *Nola L. Laughlin*, being first duly sworn in 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 *Thursdays*, commencing with the issue dated *April 5*, 19 *79*, and ending with the issue dated *April 12*, 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 notice will be published.

Subscribed and sworn to before me on this

April, 19 *79*.

2nd day of

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

C. STEPHAN ALLRED
Director

PUBLISH: Thursday, April 5 and 12, 1979.

August 30, 1989

WILLIAM I. WATTS
MARGARET E. WATTS
RT. 4 BOX 164A
BUHL, ID 833160000

RE: PERMIT NO. 47-07509

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

SEP 20 1989

July 6, 1989

WILLIAM I. WATTS
MARGARET E. WATTS
RT. 4 BOX 164A
BUHL, ID 833160000

RE: PERMIT NO. 47-07509

Dear Permit Holder(s):

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

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

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

SEP 20 1989

BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 47-7509

FROM: JIM JOHNSON

RE: PRIORITY ADVANCE REVIEW

DATE: 5-APR-1989

This review memo is prepared to show the process for determining what elements were involved in advancement of the priority.

	<u>DATE</u>	<u>JULIAN</u>
PERMIT		
Permit priority Date:	MARCH 12 1979	71
EXAM FEE NOTICE		
Exam Fee Notice Date:	AUGUST 12 1986	224
Exam Fee/Info Sheet Received Date:	SEPTEMBER 20 1988	993
Exam Fee or Info Due Date:	OCTOBER 11 1986	284
Days Late:		709 DAY(S)
NEW PRIORITY DATE		
Original Priority Date:	MARCH 12 1979	71
Total Days Late:		709 DAY(S)
New Priority Date:	FEBRUARY 19 1981	50

RECEIVED

SEP 20 1989

FEB 16 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources **BENEFICIAL USE FIELD REPORT**

A. GENERAL INFORMATION

Permit No. 47-7509

1. Owner: William I. AND / or Margaret Watts Phone No. 543-8355

Current Address: Rt #4, Box 164A, Buhl, ID. 83316

2. Accompanied by: OWNER EXAM. DATE: 9/4/86

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Waste water tributary to I. Coulee

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE

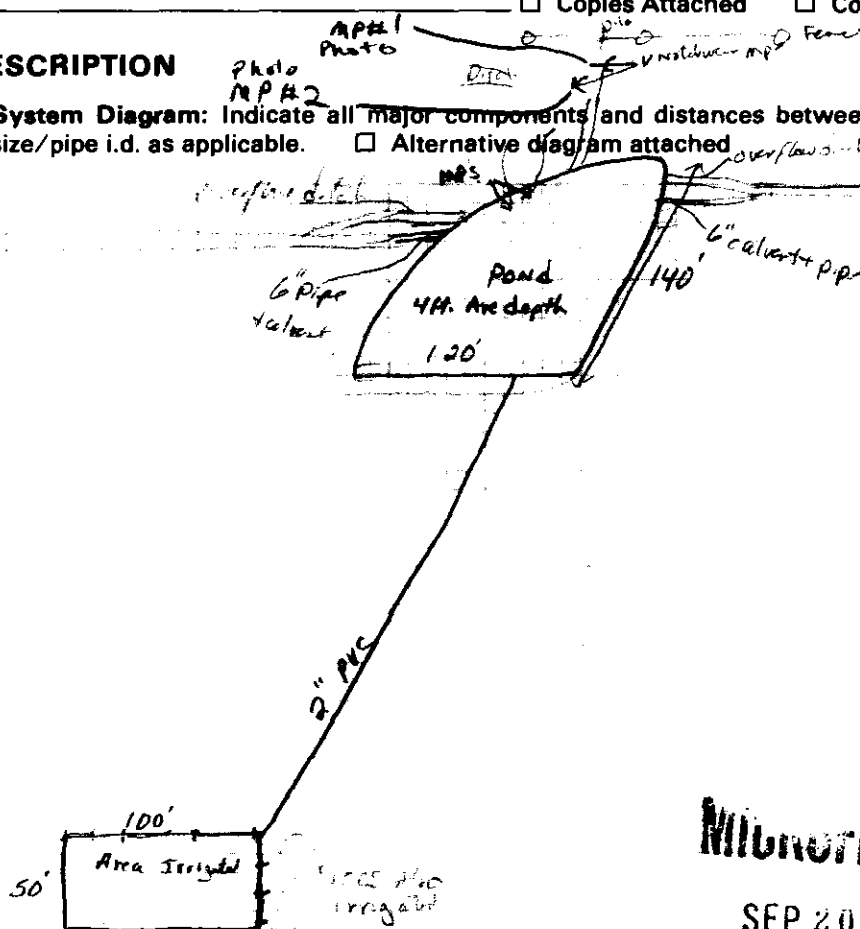
☐ Copies Attached

2. Other water rights with same point of diversion: NONE

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



MICROFILMED

SEP 20 1989

Appr Scale: 1" = 100'

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

☐ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

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

System Description (continued)

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

An earthen pond with a capacity of Approx 1.5 A.F. Collects waste water when Available it is then conveyed via a 2" plastic pipe to place of use which at Time of exam consisted of a 100' x 50' garden

Subsequent exam showed beneficial use of ~~in excess of 1.09 A.F.~~ recommended. on excess of 3 acres shown on app.

☐ See Remarks on page 4 for continuation

4.

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

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	5	SE	NE	SE	9	9S.	15E	Twin Falls	

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

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S.	15E	9													3				3

Do not use this space

MICROFILMED

SEP 20 1989



T431

4.8

T432

350.4

29.1

7.3

25.9 20.6

5 21.2

6 22.5

7 OK 11.2

9 15.1

10 12.1

8 11.8

T433

T434

3 2.5

4 4.0

5 1.8

6 2.2

12 7.1

11 13.3

1 11.0

OK 13 17.7

OK 14 7.1

15 7.6

16 OK 15.8

2 13.9

17 16 T432

T438

T437

T435

16 15

135.7 27.5

3 13.2

2 7.5

1 23.1

1A 10.2

3 11.2

4 7.1

T439

T440

2 9.1

4 4.1

90

76

4 5.1

3 18.5

4 25.8

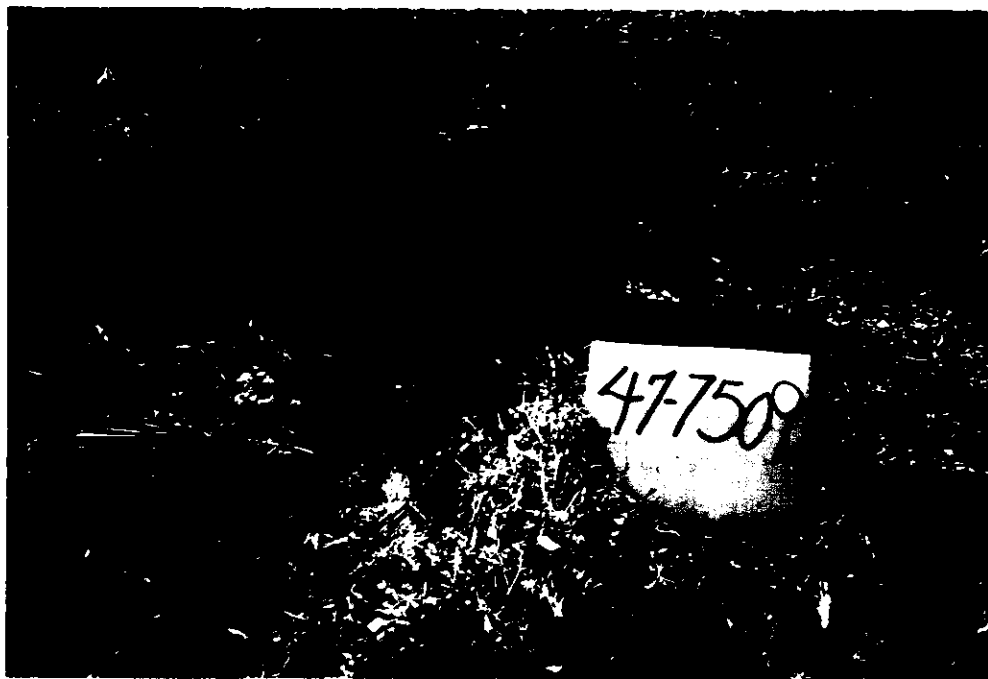
5 6.1

3 11.0

MICROFILMED

SEP 20 1989

199

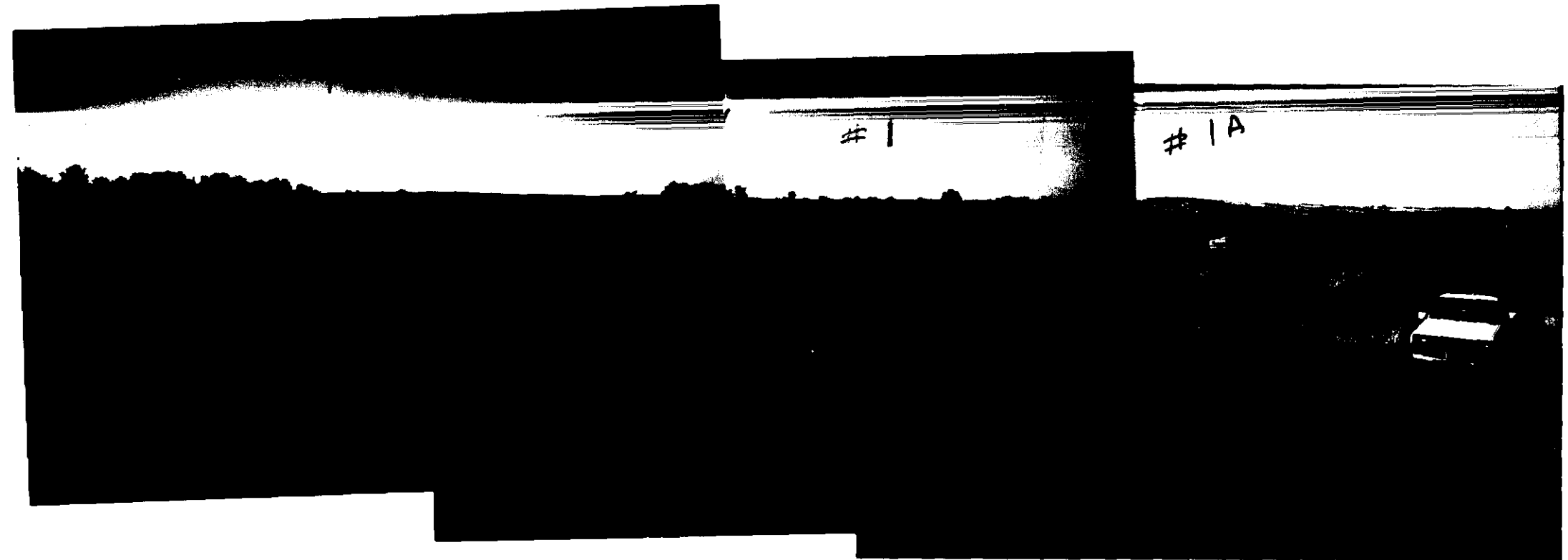


9-4-86
spring discharge

MICROFILMED

SEP 20 1989

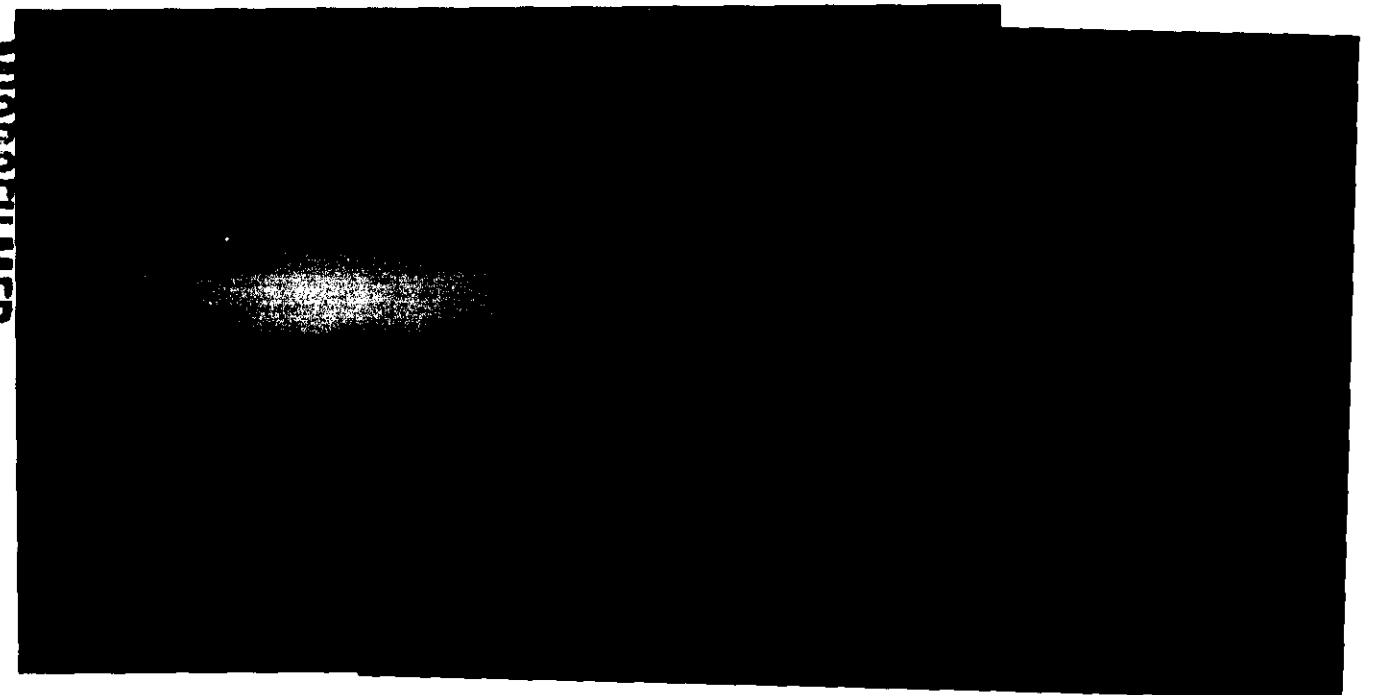
47-7509 9-14-88



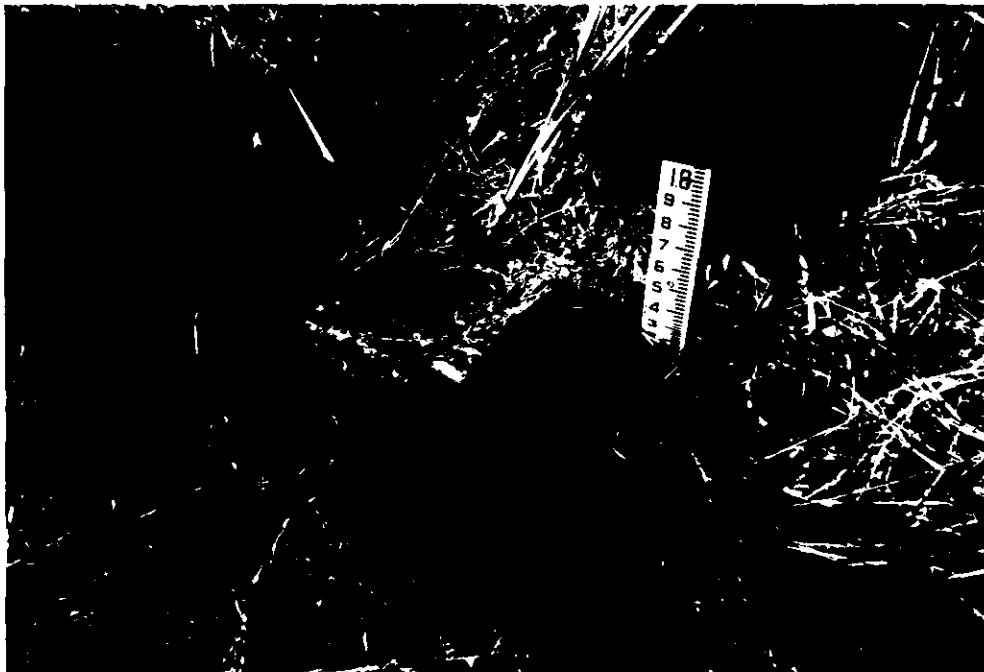
SEP 20 1989

MICROFILMED

SEP 21 1989

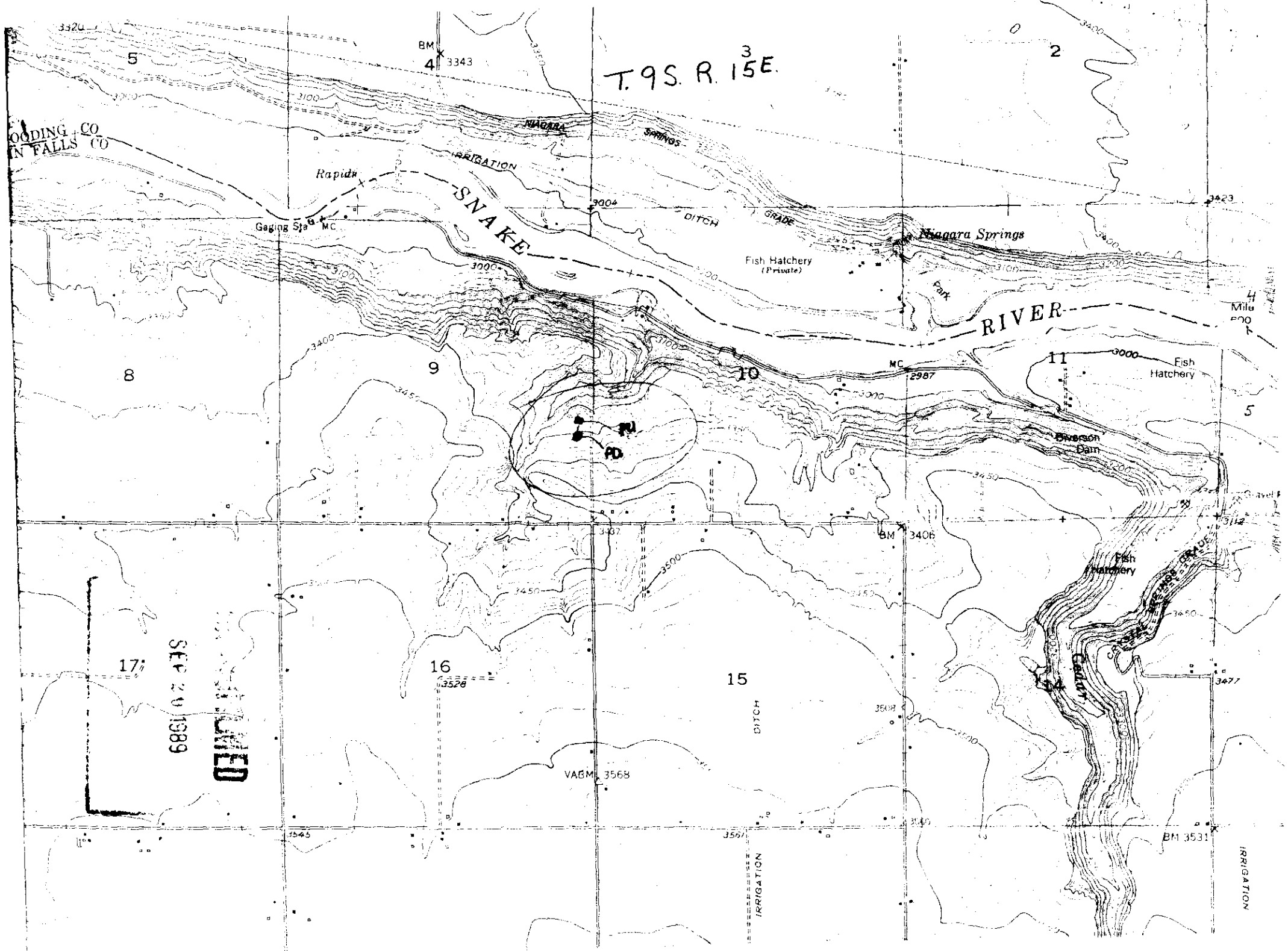


12-41-9 6027-77



T. 9 S. R. 15 E.

WOODING CO
IN FALLS CO



SEP 20 1989

FILED

IRRIGATION

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Portable weir	90° V-notch					

2. Measurements:

.05' ON 90° V-notch Sump in upper Rt of Pond. $Q = 2.49(.05)^{2.48} = .0015$

.12' ON " " Inflow into pond $Q = 2.49(.12)^{2.48} = .013$

Total = .014 cfs

9/19/88 mea .35' ON 290° V-notch weirs plus water overflowing ditch & weir = .36 cfs +

Total .374 cfs

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

90° V-notch weirs Flow measured .374 cfs Allow .03% x .374 = .09 cfs

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 30 \text{ acres} \times 4 \text{ AF/ac/ANN} = 12 \text{ AF/ANN}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .01 \text{ cfs} \times 245 \text{ days/ANN} \times 1.9835 = 43.73 \text{ AF/ANN}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 12 \text{ AF/ANN}$

2. Volume Calculations for Other Uses:

MICROFILMED

SEP 20 1989

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Mr Watts was not satisfied with the amt measured during first visit due to the fact that meter was not irrigating subsequent exam done 9/14/88 showed an excess of amt shown.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	Mar 15	Nov 15	0.09	12 ^{AF} /ANN
Totals:			0.09 cfs	12 ^{AF} /ANN

2. Recommended Amendments

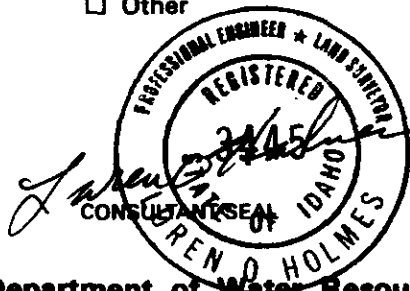
- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

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

- ☒ None
☐ Other

J. AUTHENTICATION

Field Examiner's Name TERRY G. BLAN
Signature Terry G. Blan
Certification Date 5/15/87
Field Report Preparation Date 4/4/87

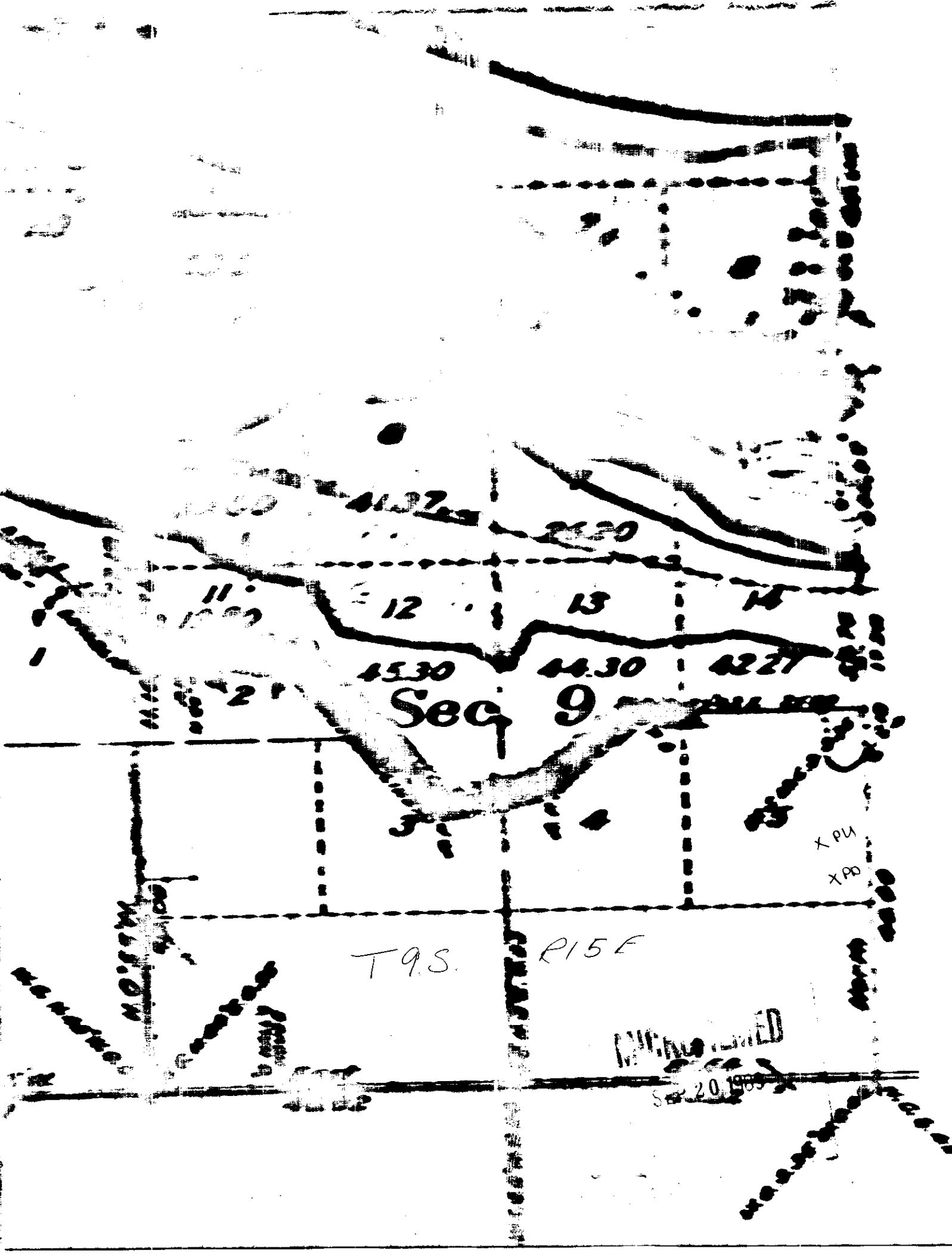


K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

JOM 3/6/89

Microfilm

SEP 20 1989



Sec 9

T9S. R15E

RECORDED

SEP 20 1985

X PU
X PD

INTER-DEPARTMENT MEMO — 1

FROM Terry Blau

DATE 9/20/88

TO File 47-7509 William Watts

SUBJECT Late exam Fee.

ON 9/13/88 Mr. Watts Came to this office to check on filing his adjudication claims. IN the process of checking the files he expressed dissatisfaction over the amt. + # of acres which were shown on the above No exam which was done at the same time as 47-7511 and 47-7925. At the time of the exam the wastewater was not flowing and all that was measured were some steps immediately above the pond and a pipeline from the pond to a garden which was all that was being irrigated at the time of the exam. I told him if he would call when the waste water was available I would come out and measure it. The next day he called + said the wastewater was flowing so I went out and measured in excess of .36 cfs flowing into his pond. **MICROFILMED** as being diverted into ditches for the purposes of irrigation. Today he came into the office and paid the exam fee of 50⁰⁰ + a 25⁰⁰ late fee. **SEP 20 1988** receipt attached. Also requested .09 as our policy of allowing .03/acre for under 5 acres came out after the original filing. **SIGNATURE**

(LATE FEE)

For Office Use Only
Fee Received 75⁰⁰
Date 9/20/88
Receipt # 5002330
Receipt by JB
Reviewed by _____
Sent to region _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

Permit No. 47-7509

Name(s) of Permit Holder: William I Watts and Margaret E. Watts

Post Office Address: Rt#4 Box 164A, Buhl, ID 83316

Telephone No. 543-8355

Source of Water: Wastewater

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation 3 (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted .09 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: MAY 1984

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

Fee enclosed \$ 75⁰⁰

(See License Examination Fee Schedule)

(LATE FEE) 50⁰⁰ + 25⁰⁰ late fee

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

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

(Name)

(Telephone Number)

(Address)

The above information is my true statement of the extent to which the above named permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

RECEIVED

SEP 20 1989

9/20/88
Date

William I Watts
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.

4/86

For Office Use Only
Fee Received N/A
Date 8/26/86
Receipt #
Receipt by
Sent to S.O. 8/26/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

RECEIVED
AUG 28 1986

1. Permit No. 47-7509

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:
Department of Water Resources

☒ 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: William I. for Margaret E. Watts

3. Post Office Address: Rt 4 Box 164A Buhl, ID 83316
Telephone No. 543-8355

4. Source of Water: Waste Water Tr. 6. to F Coulee

5. Extent of Use:

Domestic (No. of households) Stockwater (No. and type of stock)

Irrigation 1/2 (acres) Other/Remark

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

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

May, 1984

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

Permit Holder Call between 7:30 & 8:00 AM
(Name)

 (Address) (Telephone Number)

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

8/26/86
Date

William I. Watts
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.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION

John V. Evans
Governor

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

A. Kenneth Dunn
Director

47-7509
WATTS, WILLIAM I.
WATTS, MARGARET E.
RT. 4 BOX 164A
BUHL, ID 83316

138130

August 12, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

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

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

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

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

SEP 20 1986

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

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

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

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

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

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

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

Sincerely,


LOREN HOLMES
Southern Regional Manager

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 47-7569

Name(s) of Permit Holder(s): _____

Post Office Address: _____

Tel. No. 800-755-0926

☒ I hereby certify that construction or diversion works for the above referenced permit began on 4-15-83 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

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

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

1-5-83
Date

W. A. Kimball
Signature of Permit Holder

WEAVER H. KIMBALL

250 9th Ave. E.

Twin Falls, ID 83301



ALWAYS
USE ZIP CODE



Michael
SEP 20 1989



RECEIVED

JAN 10 1983

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

APRIL 11, 1986

STATE OF IDAHO
DEPT. OF WATER RESOURCES
ATT: TIM JOHNSON
WATER DISTRIBUTION SUPERVISOR

RE: WATER PERMITS AS FOLLOWS:

47-7422, 47-7925, (47-7509),
47-7510, 47-7511.

I AM IN RECEIPT OF WATER
LICENSE FOR PERMIT #47-7422
PLEASE BE ADVISED THAT I
& MY WIFE, WILLIAM I & /OR
MARGARET E. WATTS ARE
NOW RESIDENCES OF IDAHO
& OUR ADDRESS IS:

RT. 4 BOX 164A
BUHL, IDAHO, 83316

LOCATED ON THE PROPERTY
FOR ABOVE PERMITS; PLEASE
NOTE & RECORD THE CHANGE
OF ADDRESS. THANK YOU

William I Watts

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

MAY 15, 1984

WILLIAM I. WATTS
1104 W 4250 S
OGDEN UT 84405

RE: Permit No. 47-7509

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

Mary A. Newby

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 47-7509

Name(s) of Permit Holder: WILLIAM I & MARGARET E. WATTS

Post Office Address: 1107 W. 4750 SO.

OGDEN, UTAH, 84405 Tel. No. 801-393-1052

Source of Water: WASTE WATER - PIPE added ^{ditches, diversion &}

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 5 (acres)

☒ Other to enhance quality of water in fish ponds & irrigate.

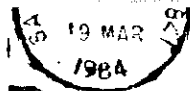
Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

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

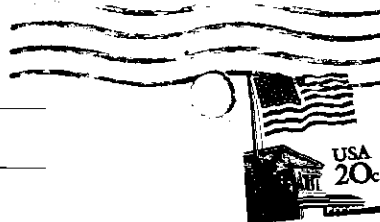
MAR, 16, 1984
Date

William I Watts
Signature of Permit Holder



WILLIAM I WATTS
1104 W 4250TH S ST
OGDEN UT 84403

84405



MICROFILMED
RECEIVED
MAR 21 1984



IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources
STATE HOUSE
BOISE, IDAHO 83720

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

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

138489

WATTS, WILLIAM I. & MARGARET E.
1104 W. 4250 S.
OGDEN, UT 84405

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

F E B R U A R Y 2 8 , 1 9 8 4

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 47-7509 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MAY 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

MICROFILMED

FILED
October 19, 1983

RE: Permit Nos. 47-7509, 47-7510 and 47-7511

**William I. &/or Margaret E. Watts
1104 W. 4250 S.
Ogden, UT 84405**

Dear Permit Holder:

This office acknowledges receipt of the Assignment of the above referenced permits to you.

Enclosed for your records are copies of the permits. Be sure to note the special conditions of approval on the fourth pages that identify requirements necessary for developing the permits into licensed water rights.

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

Sincerely,

**KAY WALKER
Chief Clerk**

**KW:sc
Enclosures**



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

May 3, 1979

Re: Permit No.'s 47-7509 & 47-7510

Idaho Planning, Building, & Mining Corp.
250 9th Avenue East
Twin Falls, Idaho 83301

Gentlemen:

Enclosed are copies of your approved Applications for Permit. We direct your attention to the conditions of approval on the fourth pages.

The exercise of these permits 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., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permits may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed specific protests to your permits. 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 permits or subsequent licenses or water rights.

If you have any questions, please let us know.

Sincerely,

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

DRT:lr

Enclosures

RECORDED

NELSON, RUSHOLT, ROBERTSON, WALKER, TOLMAN & TUCKER
ATTORNEYS AT LAW
IDAHO FIRST NATIONAL BANK BUILDING
P. O. BOX 1906
TWIN FALLS, IDAHO 83301
(208) 784-0700

RECEIVED

DATE:

5/17/79

TO:

Lorin Holmes

MAY 21 1979

Department of Water Resources
Southern District Office

RE:

Somehow I have Trouble
Remembering Protests Not being
Considered if received prior
to Action By the Department
when I represented the Applicant.
Is this a policy now reduced
to writing?

NELSON, RUSHOLT, ROBERTSON, WALKER, TOLMAN & TUCKER

BY

Forn



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

MAY 15 1979

Lawyer: _____
Client: _____
Date: _____

May 14, 1979

John A. Rosholt
Attorney at Law
P. O. Box 1906
Twin Falls, Idaho 83301

Dear Mr. Rosholt:

I regret to inform you that the protests filed on behalf of the Twin Falls Canal Company against Applications Nos. 47-7509 and 47-7511 in the name of Idaho Planning Building and Mining Corp., were received after the statutory protest period was up.

The final date for protests against the applications was April 23, 1979. The two applications were approved by the Director on May 2, 1979.

Sincerely,

Loren O. Holmes
Southern Region Supervisor

LOH:marya



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

May 14, 1979

John A. Rosholt
Attorney at Law
P. O. Box 1906
Twin Falls, Idaho 83301

Dear Mr. Rosholt:

I regret to inform you that the protests filed on behalf of the Twin Falls Canal Company against Applications Nos. 47-7509 and 47-7511 in the name of Idaho Planning Building and Mining Corp., were received after the statutory protest period was up.

The final date for protests against the applications was April 23, 1979. The two applications were approved by the Director on May 2, 1979.

Sincerely,

Loren O. Holmes
Southern Region Supervisor

LOH:marya

NELSON, ROSHOLT, ROBERTSON, WALKER, TOLMAN & TUCKER
ATTORNEYS AT LAW
IDAHO FIRST NATIONAL BANK BUILDING
P. O. BOX 1906
TWIN FALLS, IDAHO 83301
(208) 734-0700

DATE: May 2, 1979

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

RE: Protest of Twin Falls Canal Company
to Applications No. 47-7518, 47-7509,
and 47-7511

Please file these protests.

NELSON, ROSHOLT, ROBERTSON, WALKER, TOLMAN & TUCKER

BY

John A. Rosholt
(sg)

1 John A. Rosholt
2 NELSON, ROSHOLT, ROBERTSON,
3 WALKER, TOLMAN & TUCKER
4 P. O. Box 1906
5 Twin Falls, Idaho 83301
6 Telephone: 734-0700

RECEIVED
MAY 8 1979
Department of Water Resources
Southern District Office

7
8
9 BEFORE THE DEPARTMENT OF WATER RESOURCES
10 OF THE STATE OF IDAHO

11 * * * * *

12 IN THE MATTER OF APPLICATION)
13 FOR PERMIT NO. 47-7509,) PROTEST OF TWIN FALLS
14 IDAHO PLANNING, BUILDING &) CANAL COMPANY TO APPLI-
MINING CORP.) CATION FOR PERMIT

15 * * * * *

16 COMES NOW the Twin Falls Canal Company, by and through
17 their attorneys, Nelson, Rosholt, Robertson, Walker, Tolman &
18 Tucker, and respectfully allege:

- 19 1. That protestant Twin Falls Canal Company is a non-
20 profit, public irrigation corporation, which owns and operates a
21 complex system of canals and ditches so as to deliver water to
22 member shareholders who farm 202,000 acres in Twin Falls County,
23 Idaho.
- 24 2. That Application No. 47-7509 proposes to divert
25 0.06 c/f/s of alleged waste water which previously has been
26 returned to the Twin Falls Canal system, which water is picked
27 up in the Twin Falls canal system to supply waterusers below
28 this point in the system and is delivered to many stockholders
29 whose lands are entitled to water by the Twin Falls Canal
30 Company.
- 31 3. That protestant has a superior right to all waste
32 water except that which belongs to applicant individually which
he might elect not to waste.

1 NOW, THEREFORE, the Twin Falls Canal Company hereby
2 protests Application No. 47-7509 for the following reasons, to-
3 wit:

4 (1) That the use proposed in Application No. 47-7509
5 reduces the quantity of water available to protestant under
6 protestant's prior rights.

7 (2) Protestant has a superior right to all waste
8 water except that which belongs to applicant individually which
9 results from his individual use of his "live" water.

10 WHEREFORE, the Twin Falls Canal Company by and through
11 their attorneys, Nelson, Rosholt, Robertson, Walker, Tolman &
12 Tucker, respectfully request that Application No. 47-7509 be
13 denied by the Department of Water Resources and that no permit
14 be issued pursuant thereto.

15 DATED this 2 day of May, 1979.

16 NELSON, ROSHOLT, ROBERTSON,
17 WALKER, TOLMAN & TUCKER

18
19 By: John A. Rosholt
20 John A. Rosholt
21 P. O. Box 1906
22 Twin Falls, Idaho 83301
23 Attorneys for Protestant
24 Twin Falls Canal Company
25
26
27
28
29
30
31
32



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 24, 1979

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

Re: Application for Permit No. 47-7509, 47-7510, 47-7511

Dear Mr. Schaefer:

Enclosed are the above numbered Applications for Permit for your information and files.

Sincerely,

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl:

ENCLOSURE

RECOMMENDED

CONDITIONS OF APPROVAL

- ☐ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
- ☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.
- ☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.
- ☐ Maximum rate of diversion shall not exceed _____ c.f.s.
- ☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.
- ☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.
- ☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.
- ☐ The proposed well shall not be drilled within _____ feet of another well.
- ☒ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.
- ☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.
- ☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.
- ☐ Other: _____

RECOMMENDED

PRE-PERMIT SURFACE-WATER EXAMINATION DATA SHEET

Date 4-17-79 Examiner Jim Stanton Application No. 47-7509

Applicant(s) Interviewed Mr. Kimball

Upstream Users Interviewed None

&/or Upstream Diversions Inspected _____

Downstream Users Interviewed N/A

&/or Downstream Diversions Inspected _____

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

Water Flow: Visual Estimate _____ Channel Width _____ Average Depth _____

Water Velocity _____ Channel Slope _____

Do Additional Inflows Enter Downstream From This Diversion? Yes - springs

Does This Water Enter Canal-Company Waterways? No Canal Co. Approval? N/A

Source Of Waste Water: Legal Description part of E¹SE¹ Sec. 9 T. 9S R. 15E

Proportion Of Water Flow Arising On Applicant's Land None

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

Downstream Users? Yes XX No _____

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

Notes No water was flowing during the exam, but the ditch appeared to have carried more than enough water for this application at other times. There appears to be little downstream use of this water. Applicant stated that he could divert the water on his own land if an easement from Mr. Paulson could not be obtained.

Signed 

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:

42-7589

IDAHO PLANNING, BUILDING, & MINING CORP.

250 9TH AVENUE EAST, TWIN FALLS, ID 83301

Source: WASTEWATER tributary to I COULEE

Date Filed: 03/12/1979

Amount: 0.06 CFS

Diversion Point: NESE Sec 09 T 09S R 15E, TWIN FALLS Co.

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

Place of Use: NESE Sec 09 T 09S R 15E FOR 3 ACRES

Diversion Means: POND & PUMP

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 on or before

C. STEPHEN ALLRED APRIL 23, 1979.

Director

Published 4/5 & 4/12.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

MARCH 20, 1978

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 APRIL 23, 1979.

Yours truly,

Mary A. Hill
Secretary

Encl.

RECEIVED